RESOLUTIONS AND LEGAL NOTICES OF HEARING LISTED ON THE PRELIMINARY AGENDA ARE AVAILABLE AT THE TOWN CLERK'S OFFICE ONE DAY PRIOR TO THE TOWN BOARD MEETING.

IF YOU ATTEND THE TOWN BOARD MEETING AND WISH TO READ ANY LEGAL NOTICE OF PUBLIC HEARING OR RESOLUTION SCHEDULED, PLEASE SEE THE WHITE BINDER LOCATED ON THE TABLE TO THE RIGHT OF THE DAIS NEXT TO THE TOWN CLERK. IF YOU HAVE ANY FURTHER QUESTIONS PLEASE SEE TOWN CLERK JO-ANN RAIA.

## PRELIMINARY/ADOPTED AGENDA AND ADOPTED RESOLUTIONS ARE AVAILABLE AT: http://town.huntington.ny.us

#### PRESENT:

Supervisor
Councilwoman
Councilman
Councilwoman
Councilwoman
Councilman
Councilman
Councilman
Councilman
Councilman
Councilman
Councilman
Councilman
Town Clerk
Deputy Town Attorney
Jo-Ann Raia
Thelma Neira

### AGENDA FOR TOWN BOARD MEETING DATED JULY 12, 2011

#### 7:00 P.M. – TOWN HALL

Opened: 7:09 P.M. Closed 8:45 P.M.

(Resolutions #2011-323 to 2011-368)

HEARINGS: ACTION

1. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 4, §4-1, Schedule K Re: Parking at Private Fields. (2011-TC-20-Ch. 4)

**DECISION RESERVED** 

2. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G Re: West Mall Drive - Stop Signs. (2011-TC-21-Ch. 2)

**DECISION RESERVED** 

3. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article I, §2-1, Schedule A Re: Traffic Signal - Town Line Road (CR4) at Sunshine Acres Park Entrance/Exit and Hubbell Street. (2011-TC-22-Ch. 2)

**DECISION RESERVED** 

4. Consider a proposed application for Federal Capital Assistance for the Huntington Area Rapid Transit (HART) System. (2011-M-23)

**DECISION RESERVED** 

5. Consider granting a license agreement to National Grid to provide energy efficient natural gas service to the U.S. Veterans Administration Medical Center in Northport and to provide mitigation thereto. (2011-M-24)

**DECISION RESERVED** 

| RESOLUT   | IONS:   | OFF.           | SEC.            | VOTE                                     |
|-----------|---|----------------|-----------------|--|
|           | ABBREVIATIONS FOR PURPOSE OF AGENDA: Supervisor Frank P. Petrone - FP Councilwoman Susan A. Berland - SB Councilman Mark A. Cuthbertson - MC Councilwoman Glenda A. Jackson - GJ Councilman Mark Mayoka - MM  |                |                 |  |
| 2011-323. | <b>AUTHORIZE</b> the execution of an agreement with Holzmacher, McLendon & Murrell P.C. to provide professional engineering services for the design, bidding, construction administration and construction observation for various repairs to the sewer lines that make up the Huntington Sewer District.   |                | <u>MM</u>       | _5_                                      |
| 2011-324. | AUTHORIZE the execution of a settlement agreement and release in the matter of certain lawsuits related to Methyl Tertiary Butyl Ether ("MTBE") on behalf of the Town of Huntington and the Dix Hills Water District. (Re: O.K. Petroleum Distribution Corporation and O.K. Petroleum International, Ltd.)  | <u>SB</u>      | GJ<br><u>FP</u> | 3-AYES<br>1-ABST<br>(MC)<br>1-NO<br>(MM) |
| 2011-325. | AUTHORIZE the Supervisor to execute various agreements for the continuation of a Youth Court Program for the 2011-2012 Academic Year. (Re: Harborfields Central School District, Huntington Union Free School District, South Huntington Union Free School District, Northport-East Northport Union Free School District) (Period: 9/2011-8/2012) |                | SB<br>GJ        | _5_                                      |
| 2011-326. | <b>AUTHORIZE</b> the Supervisor to execute a contract with the New York State Office for People with Developmental Disabilities for funding the Summer 2011 Recreation Program for the Developmentally Disabled. ( <b>Period:</b> 1/1/2011 – 12/31/2011)  |                | <u>MM</u>       | <u>5</u>                                 |
| 2011-327. | <b>AUTHORIZE</b> the Supervisor to execute a contract with the New York State Office for People with Developmental Disabilities for funding the 2011 Young Teen Program for the Developmentally Disabled. ( <b>Period:</b> 1/1/2011 – 12/31/2011)   | MM<br>GJ<br>SB | <u>FP</u>       | _5_                                      |
| 2011-328. | <b>AUTHORIZE</b> the Supervisor to execute an amendment to the contract with D.F. Stone Contracting, Ltd. for the Brownfields Remediation Program at the Veteran's Nature Study Area.   |                | <u>GJ</u>       | _5_                                      |
| 2011-329. | <b>AUTHORIZE</b> the Supervisor to execute an agreement with the New York State Department of Education for the provision of funds for a Summer Food Service Program for Project Play/St. John's Camp 2011,   |                |                 |  |

| RESOLUT   | IONS:   | OFF.                  | SEC.           | VOTE                   |
|-----------|---|-----------------------|----------------|------------------------|
|           | nunc pro tunc. (Re: Jack Abrams Intermediate School – Monday through Friday from 6/29/2011 – 8/5/2011)  | <u>GJ</u>             | <u>MC</u>      | _5_                    |
| 2011-330. | <b>AUTHORIZE</b> the Supervisor to execute an agreement with Renaissance Downtowns LLC to engage them as Master Developer in connection with the next phase of Huntington Station's Revitalization.   | FP<br>MC<br><u>GJ</u> | <u>SB</u>      | 4-AYES<br>1-NO<br>(MM) |
| 2011-331. | <b>AUTHORIZE</b> the Supervisor to apply for and receive funding from Kodak American Greenways for a grant to print and expand the Huntington Trail Guides, nunc pro tunc.  |                       | <u>MM</u>      | _5_                    |
| 2011-332. | <b>AUTHORIZE</b> the execution of a requirements contract for the maintenance of diesel generator equipment for the Town of Huntington Wastewater Treatment Facility with North Shore Generator Systems, Inc. (Term: One year)                  |                       | <u>FP</u>      | _5_                    |
| 2011-333. | <b>AUTHORIZE</b> the Supervisor to execute a requirements contract for Detroit Diesel engine parts and service with Atlantic Detroit Diesel-Allison, LLC. ( <b>Term: One year</b> )   |                       | <u>MC</u>      | _5_                    |
| 2011-334. | AUTHORIZE the execution of a contract for the installation of water main and appurtenances at the Enclave Subdivision in the Dix Hills Water District with Alessio Pipe & Construction Co., Inc. (Re: Enclave Court, Dix Hills)                 | <u>SB</u>             | MM<br>FP<br>GJ | _5_                    |
| 2011-335. | AUTHORIZE the Supervisor to execute a contract for the Townwide elevator maintenance with Thyssenkrupp Elevator Corporation. (Re: Town Hall, Village Green, HART Bus Facility and North/South Parking Garages at the LIRR) (Period: Five years) |                       | SB             | _5_                    |
| 2011-336. | AUTHORIZE the Supervisor to execute a contract for the Long Island Railroad (LIRR) Huntington Station North Parking Garage elevator repairs with Pomassi Elevator, Inc. (Period: One year)  |                       | <u>MM</u>      | 5_                     |
| 2011-337. | <b>AUTHORIZE</b> the Supervisor to execute an agreement with the New York State Catholic Health Plan Inc. D/B/A Fidelis Care New York and the Town of Huntington for the provision of adult day care services. <b>(Period: One year)</b>        |                       | <u>FP</u>      | _5_                    |

| RESOLUT   | IONS:  | OFF.      | SEC.      | VOTE |
|-----------|--|-----------|-----------|------|
| 2011-338. | <b>AUTHORIZE</b> the Supervisor to execute an agreement with Comprehensive Care Management Corporation a member of the Beth Abraham Family of Health Services and the Town of Huntington for the provision of adult day care services. ( <b>Period: One year</b> )   |           | FP<br>GJ  | _5_  |
| 2011-339. | <b>AUTHORIZE</b> the Supervisor to apply for and receive funding from the County of Suffolk for the AAA Transportation Program, nunc pro tunc. ( <b>Period:</b> 4/1/2011 – 3/31/2012)  | <u>GJ</u> | <u>SB</u> | _5_  |
| 2011-340. | AUTHORIZE attendance at the Huntington Township Chamber Foundation Leadership Huntington Program. (Re: Robert Reikert, Deputy Director of Planning)  | <u>SB</u> | <u>GJ</u> |      |
| 2011-341. | AUTHORIZE the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended Green Project (Solar Powered Electric Car Charging Station, (LIRR) Huntington Train Station, Huntington). (Re: South Parking Garage)   | 5         | <u>SB</u> | _5_  |
| 2011-342. | AUTHORIZE the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended Park Improvement (John J. Walsh Park).  (Re: Purchase and plant shade trees)   |           | <u>FP</u> | _5_  |
| 2011-343. | <b>AUTHORIZE</b> the Comptroller to amend the 2011 Operating Budget for the Town of Huntington and its special districts to implement immediate, comprehensive Townwide spending reductions – various departments.   | MC        | FP<br>SB  | 5    |
| 2011-344. | <b>AUTHORIZE</b> the Comptroller to amend the 2011 Operating Budget for the Town of Huntington and its special districts-various departments.  | <u>FP</u> | <u>MC</u> | 5    |
| 2011-345. | AUTHORIZE the correction of Code Violations at various locations pursuant to the Code of the Town of Huntington and/or the Uniform Codes of the State of New York. (Re: Michael Williamson, 108 East 2 <sup>nd</sup> Street Huntington Station, 0400-147.00-05.00-020.000, Chapter 87, 133, 156 Section 45 & 46 A, 191; Daniel/Doreen Santini, 32 Oakland Street, Huntington, 0400-095.00-02.00-008.000, Chapter 87, 156 Section 45; Bernadette Brown/Donald Taylor, 99 East 3 <sup>rd</sup> Street, Huntington Station, 0400-147.00-05.00-033.000, Chapter 133, 156 Section 46A, 191; NY Equity Note LLC, 69 East 11 <sup>th</sup> Street, Huntington Station 0400-146.00-01.00-034.000, Chapter 133, 156 Section 46A, 191; Andrew/Maryant Chernovsky, 7 West 14 <sup>th</sup> Street, Huntington Station, 0400-142.00-03.00-153.00 Chapter 133, 156 Section 46A; Gary Rhodes, 45 & 47 West 21 <sup>st</sup> Street, Huntington Station, Chapter 156 Section 46A; Rose Khan, 25 Calvert Avenue, Commack, 0400-220.00-01.00-015.000, Chapter 133, 156; Charles McMorrow, 4 Colby Court, Discourance of the Color of the Co | 1         |           |      |

RESOLUTIONS: OFF. SEC. VOTE

Hills, 0400-252.00-02.00-045.000, Chapter 133, 156 Section 45 and 46A; Geraldine/Craig Thomas, 6 Elman Place, East Northport, 0400-172.00-02.00-033.000, Chapter 133, 156 Section 45; Douglas Arotsky/Karen Sullivan, 7 Kenilworth Drive, East Northport, 0400-121.00-02.00-136.000, Chapter 133; Jason Mills, 45 Oakley Drive, Huntington Station, 0400-194.00-03.00-086.000, Chapter 133, 156 Section 46A; Bernadette Joseph, 78 Oakley Drive, 0400-194.00-03.00-083.000, Chapter 133, 156 Section 46A; Charles/Francesca Bowen, 30 Pearwood Drive, Huntington Station, 0400-138.00-01.00-051.000, Chapter 133; Barry/Colette Blake, 43 Talisman Drive, Dix Hills, 0400-262.00-02.00-145.00, Chapter 133; Michael/Jessica Newman, 200 West Hills Road, Huntington Station, 0400-194.00-03.00-081.000, Chapter 133, 156 Section 46A; Donald/Diane Karcher, 5 Antoine Court, Huntington, 0400-147.00-05.00-020.000, Chapter 156 Section 45 and 46A; Steven Singotiko, 565 McKinley Terrace, Centerport, 0400-038.00-05.00-009.000, Chapter 156 Section 45 and Section 46A; Gregory Rowland/Yvette Stone-Rowland, 18 8th Avenue, Huntington Station, 0400-142.00-01.00-092.000, Chapter 156 Section 46A; Arthur Center, 93 West 11th Street, Huntington Station, 0400-137.00-03.00-011.000, Chapter 156 Section 46A; Sean/Roseann Keegan, 57 Brennan Street,

Huntington, 0400-211.00-03.00-109.000, Chapter 156 Section 46A; Nicholas/Linda D'Onofrio, 4 Carriage Court, Dix Hills, 0400-262.00-01.00-145.000, Chapter 156 Section 46A; Hyun Hee Kim, 32 Clay Pitts Road, Greenlawn, SCTM# 0400-164.00-03.00-013.000, Chapter 156 Section 46A; Mitchell/Marie Alexander, 106 Daly Road, East Northport, 0400-215.00-01.00-044.000, Chapter 156 Section 46A; Carolyn Cashwell, 51 Delamere Street, Huntington, 0400-211.00-02.00-018.000, Chapter 156 Section 46A; Brandon Guerrero, 58 Delamere Street, Huntington, 0400-211.00-02.00-033.001, Chapter 156 Section 46A; Eman Properties Ltd, 61 Delamere Street, Huntington, 0400-211.00-02.00-023.000, Chapter 156 Section 46A; David /Jeanette Lagone, 3 Forest Court, Huntington, 0400-033.00-01.00-015.000, Chapter 156 Section 46A; Patrick/Antoine Noel, 50 Lafayette Street, Huntington, 0400-160.00-03.00-067.000, Chapter 156 Section 46A, 191; Harry Thiemsen, 12 Lone Hill Place, Dix Hills, Chapter 156 Section 46A; Kamal Ramsumair, 970 Park Avenue, Huntington, 0400-159.00-03.00-056.000, Chapter 156 Section 46A; Dave Clarke, 266 Pine Acres Blvd. Dix Hills, 0400-281.00-02.00-066.001, Chapter 156 Section 46A; Dennis/Adamantia Kapsimalopoulos, 22 Frontier Lane, East Northport, 0400-186.00-01.00-034.000, Chapter 156 Section 46A; Gary Robinson, 1 Gateway Place, Dix Hills, 0400-262.00-03.00-019.000, Chapter 156 Section 46A; Abdul/Noorullah Zadran, 2 Holdsworth Drive, Huntington, 0400-093.00-02.00-115.001, Chapter 156 Section 46A; Country Cadillac, Buick, Pontiac & GMC Truck, LLC, 311 West Jericho Tpke, Huntington, 0400-192.00-01.00-044.000, Chapter 156 Section 46A; Verizon NY, Inc. Keeler Street, Huntington, 0400-211.00-01.00-081.000, Chapter 156 Section 46A; Matthew/Lorilee Dickson. 17 Kenmore Street, 0400-280.00-05.00-023.000, Chapter 156 Section 46A; Arnold/Irma Jacinto, 4 Knox Place, Dix Hills, 0400-252.00-03.00-085.000, Chapter 156 Section 46A; Henry/Jean Cleeves, 49 Prospect Road, Centerport, 0400-045.00-01.00-021.000, Chapter 156 Section 46A; Ramesh Pawa, 199 Seaman Neck Road, Dix Hills, 0400-278.00-02.00-044.000, Michael/Dorothy Domino, 17A Tasman Lane, Chapter 156 Section 46A; Huntington Station, 0400-101.00-01.00-103.000, Chapter 156 Section 46A; Farzad Esmizadeh, 6 Vilno Court, Huntington Station, 0400-138.00-02.00-019.000, Chapter 156 Section 46A; Philip S. Cimino, 8 Wintergreen Drive, Melville, 0400-243.00-01.00-022.000, Chapter 156 Section 46A; Gabriel/Mario Diamandis, 433 Wolf Hill

| RESOLUTIONS: |   |                |                               | VOTE |
|--------------|---|----------------|-------------------------------|------|
|              | Road, Dix Hills, 0400-245.00-01.00-015.001, Chapter 156 Section 46A)  | <u>GJ</u>      | <u>MC</u>                     | 5    |
| 2011-346.    | ACCEPT donations for the Town sponsored Employment Fair, nunc protunc. (Re: Avalon Bay and H2M)   | <u>GJ</u>      | <u>MM</u>                     | 5    |
| 2011-347.    | ADOPT the Marina contract for winter wet storage at Town Marinas.   | <u>SB</u>      | <b>GJ</b><br><u><b>MM</b></u> | 5    |
| 2011-348.    | <b>AMEND</b> Resolution No. 2002-600 and authorizing the Comptroller to amend the 2011 Operating Budget for the Town of Huntington and its special districts for funds collected from fire zone parking violations to be appropriated for the purchase of Knox Fire Department boxes for installation at all Town of Huntington facilities. |                | MM<br>GJ                      | 5    |
| 2011-349.    | APPOINT a member to the Public Art Advisory Committee. (Re: Deborah Robbins – term expires 9/10/2012)   | <u>SB</u>      | <u>GJ</u>                     | 5    |
| 2011-350.    | APPOINT individuals to serve as volunteers in the Handicapped Parking Enforcement Program. (Re: Theodore Lueken, Shane Polhamer, Mortimer Roberts and Naveen Shetty)  |                | <u>GJ</u>                     | 5    |
| 2011-351.    | <b>GRANT</b> permission to the East Northport Chamber of Commerce for a Festival and Sidewalk Sales Event on September 9, 10, & 11, 2011. (Times: 9/9/11: 6:00 PM to 11:00 PM, 9/10/2011: 11:00 AM – 11:00 PM and 9/11/2011: 11:00 AM – 6:00 PM)  | FP<br>MM<br>GJ | <u>SB</u>                     |      |
| 2011-352.    | <b>URGE</b> the United States Citizens Stamp Advisory Committee to establish a commemorative postage stamp honoring the late Harry Chapin for his dedication to promoting social justice and his fight to end hunger. (Re: "Legacy 30"Campaign)   |                | FP<br>GJ                      | 5_   |
| 2011-353.    | <b>ENACTMENT: AMEND</b> the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: West Twenty – Second Street, No Stopping Restriction.  |                | <u>FP</u>                     | 5    |
| 2011-354.    | <b>ENACTMENT: AMEND</b> the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: West Farm Drive – Stop Signs.  |                | <u>GJ</u>                     | 5    |
| 2011-355.    | <b>ENACTMENT: AMEND</b> the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3. Schedule J. Re: Burr Road, No Parking Restriction.   |                | <u>FP</u>                     | 5    |

| RESOLUTI   | IONS:   | OFF. | SEC.            | VOTE |
|------------|---|------|-----------------|------|
| 2011-356.  | <b>ENACTMENT: AMEND</b> the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Depot Road, No Stopping Restriction.   |      | <u>MM</u>       | 5_   |
| 2011-357.  | ENACTMENT: APPROVE the issuance of a Certificate of Approval for an Historic Building, Site or Landmark Re: 195 Pidgeon Hill Road – Phillip Valentine House. (Applicant: Andrew Oliveira) (SCTM# 0400-240.00-3.00-15.002)                                 |      | <u>GJ</u>       | 5    |
| 2011-358.  | <b>ENACTMENT: ADOPT</b> Local Law Introductory No.11-2011 amending the Code of the Town of Huntington, Chapter 156 (Property Maintenance; Nuisances).   |      | <u>FP</u>       | _5_  |
| 2011- 359. | SCHEDULE A PUBLIC HEARING: August 2, 2011 at 7:00 PM To consider issuing a Certificate of Approval in an Historic District Res 324 Park Avenue – Old Huntington Green Historic District. (Applicant: Paul Warburgh) (SCTM# 0400-74.00-2.00-017.00)        | SB   | <u>GJ</u>       | 5    |
| 2011-360.  | SCHEDULE A PUBLIC HEARING: August 2, 2011 at 7:00 PM To consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Prime Avenue, Lake Place - No Standing Restriction.                            |      | <u>MM</u>       | _5_  |
| 2011-361.  | SCHEDULE A PUBLIC HEARING: August 2, 2011 at 7:00 PM To consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article II, §2-3, Schedule C. Re: Hearthstone Drive, Prohibited Turns.   | SB_  | FP<br><u>GJ</u> | _5_  |
| 2011-362.  | SCHEDULE A PUBLIC HEARING: August 2, 2011 at 7:00 PM To consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article II, §2-3, Schedule C. Re: Pulaski Road, Driveway – Prohibited Turns.                                     |      | <u>MC</u>       | _5_  |
| 2011-363.  | REMOVED FROM AGENDA AT WORKSHOP.  |      |                 |      |
| 2011-364.  | SCHEDULE A PUBLIC HEARING: August 2, 2011 at 7:00 PM To consider issuing a Certificate of Approval in an Historic District Re: 35 Spring Street - Cold Spring Harbor Historic District.  (Applicant: Marceline Van Cott) (SCTM# 0400-63.00-02.00-008.000) | FP   | <u>MM</u>       | 5_   |
| 2011-365.  | SCHEDULE A PUBLIC HEARING: August 2, 2011 at 7:00 PM  |      |                 |      |

| RESOLUTI  | ONS:   | OFF. | SEC.      | VOTE |
|-----------|--|------|-----------|------|
|           | To consider adopting Local Law Introductory No. 15 – 2011 amending the Code of the Town of Huntington, Chapter 198, (Zoning), Article II (Residence Districts) §198-19 (R-5 Residence District), Article X (Conditional Uses; Special Use Permits) §198-68 (19).   | [    | FP        | _5_  |
| 2011-366. | SCHEDULE A PUBLIC HEARING: September 20, 2011 at 7:00 PM To consider adopting Local Law Introductory Number 16 - 2011 considering Zone Change Application #2010-ZM-383, Gulbahar Corp., to change the zoning from C-6 General Business District to C-12 Automotive Service Station District for property located on the northeas corner of Larkfield Road and Pulaski Road, East Northport.  (Applicant: Gulbahar Corp.) (SCTM# 0400-120-03-039) | )    | <u>MC</u> | _5_  |
| 2011-367. | SCHEDULE A PUBLIC HEARING: August 2, 2011 at 7:00 PM To consider adopting Local Law Introductory No. 17 – 2011 amending the Code of the Town of Huntington, Chapter 193 (Recreational Vehicles), so as to amend Section 7 (Penalties for Offenses).  |      | <u>MM</u> | _5_  |
| 2011-368. | ACCEPT a donation from Decker's Nursery for the July 21, 2011 tred dedication at John Walsh Park in honor of Ann and Connelle's playground.  (Re: Ann and Connelle Pabo) (Date: July 21, 2011)   |      | <u>FP</u> | 5    |

### **HEARINGS (Continued):**

### **ACTION**

### **HEARING RESCHEDULED FROM JUNE 6, 2011**

6. Consider issuing a Certificate of Approval in a Historic District Re: 498 Sweet Hollow Road-Sweet Hollow Historic District. (Applicant: Roger and Eileen Erdvig)

(SCTM# 0400-256.00-1.00-12.00)

(2011-ZC-4-Ch. 198)

WITHDRAWN BY
APPLICANT
TO BE RESCHEDULED
AT A FUTURE DATE

## INFORMATIONAL SHEET FOR TOWN BOARD MEETING DATED: JULY 12, 2011

<u>COMMUNICATION</u> <u>ACTION</u>

- Letters received Certified Mail Applying for Liquor Licenses:
   From: Angel Sorto for La Hacienda (1624 New York Avenue, Huntington Station); From: Susan Zhejun Tan for New Jade Restaurant, Inc. (18 Hewitt Squire, East Northport); From Theodore Caligeros for Golden Dolphin Restaurant Corp.;
- Supervisor
  Town Board
  Town Attorney
  Public Safety
  Fire Inspector
  Engineering Services
  Planning & Environment
  cc: Sewage Treatment Facility
- 2. Letters received Certified Mail Renewal for Liquor Licenses: From: Torkel Knutson for T.K.'s Galley; From: Mario Cicione for Smokaburger's; From: Joy E. Mangano for Porto Vivo LLC; From: Ralph Colamussi for Thatched Cottage Caterers; From: Hidejiro Ken Uehara for Kohaku; From: Steven Perlmutter for Crystal Caterers of Huntington Inc.; From: Michael McElwee for The Lark Pub & Grub; From: Giuseppe Mannino for Mannino's Pizza; From: Paul Russo for Victor's Pizza; From: Greg Yamhsi for T's Lounge;
- Supervisor
  Town Board
  Town Attorney
  Public Safety
  Fire Inspector
  Engineering Services
  Planning & Environment
  cc: Sewage Treatment Facility
- 3. Notification received from Lynn Pincomb, Village Administrator for Huntington Bay, advising of a Zoning Board of Appeals Public Hearing on June 16, 2011 regarding: A) Property located at 7 Heckscher Drive to construct an in ground pool, additional patios, to remove, reconstruct and enlarge an existing one story addition and legalize various structures constructed without a permit B) Property located at 98 Crescent Beach Drive to legalize the following items which are the subject of Stop Work Orders and Notices of Violation: two wood decks, stone retaining walls, masonry and brick steps traversing the bluff in an area of Very Steep Slope; legalize the demolition of an existing timber retaining wall and wood deck and the construction of stone retaining walls, a deck and an outdoor shower all built without permits.
- Supervisor
  Town Board
  Town Attorney
  Engineering Services
  cc: Planning & Environment
- 4. Emails received from Joseph Triolo (2), Brian Janson and Michele Kustera in opposition to the Avalon Bay Project.
- Supervisor
  Town Board
  Town Attorney
  Engineering Services
  cc: Planning & Environment
- 5. A revised letter received from Dr. William Spencer advising that he his leaving his position as Commissioner of the Huntington Housing Authority. His term has been completed.
- Supervisor Town Board cc: Town Attorney
- 6. Letter received from Lee Kilbrith, Vice President of the Huntington Village Business Improvement District Association Inc., attaching a copy of the 2012 Preliminary Budget.
- Supervisor Town Board Town Attorney cc: Comptroller

7. Notice received via Hand Delivery 6/16/11 from Todd Cohen,
District Secretary of the Dix Hills Fire District regarding
Special Election results for new construction. The results were:
Yes – 359
No – 1179
Void - 3

Supervisor
Town Board
Town Attorney
Fire Prevention
cc: Comptroller

8. Email received from Nancy J. Berg expressing support of Avalon Bay Project.

Town Board
Town Attorney
Engineering Services
cc: Planning and Environment

Supervisor

9. Letters received from Shari Greenspan and Robert and Deborah Brown in support of the Kensingtson Estates Project.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning and Environment

10. Received Independent Auditor's Report and Financial Statements for the Huntington Fire District from Thomas Collins, Chairman.

Supervisor
Town Board
Town Attorney
Fire Prevention
cc: Comptroller

11. Email received from Alicia Hendel, Legislative Aide for Suffolk County, with a copy of resolution adopted on June 7, 2011. The Resolution is as follows: 409-2011 – to readjust, compromise and grant refunds and charge-backs on real property correction of errors by: County Legislature.

Supervisor Town Board cc: Town Attorney

12 Letter and maps received from Michael Kane, Chairman, Town of Babylon Zoning Board of Appeals, regarding Public Hearings to be held on July 14, 2011at 6:30 PM for following: a) property located at 525 Smith Street, Farmingdale for permission to diminish off-street parking from 36 spaces required to 21 spaces provided. b) property located at 535 Smith Street, Farmingdale for permission to diminish off-street parking from 33 spaces required to 18 spaces provided. Included were copies of the application, maps and EAF. These properties are within 500' of the Town of Huntington.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

13. Letter received from Jacob Goldstein asking for a town tree to be removed.

Town Board
Town Attorney
Highway
Elwood Garage
Engineering Services
cc: Planning & Environment

Supervisor

14. Letter received from Tom Hogan, from the Cold Spring Harbor Business Improvement Association, LTD. with a copy of the 2012 budget attached.

Supervisor Town Board Town Attorney cc: Comptroller

Supervisor

15. Letters received from Mary and Robert Redican about the parking and safety issues on Conifer Court in Northport. A picture was also included.

Town Board Town Attorney Highway cc: Traffic & Transportation

16. Letter received from Lynn Pincomb, Village Administrator for Huntington Bay, advising of a Planning Board Public Hearing to be held on July 11, 2011 at 7:30 PM at Village Hall. Hearing is regarding property located at 317 Vineyard Road – to construct additions and alterations to an existing dwelling and garage.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

## 2011-323

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HOLZMACHER, McLENDON & MURRELL P.C TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN, BIDDING, CONSTRUCTION ADMINISTRATION AND CONSTRUCTION OBSERVATION FOR VARIOUS REPAIRS TO THE SEWER LINES THAT MAKE UP THE HUNTINGTON SEWER DISTRICT.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by COUNCILMAN CUTHBERTSON

and seconded by COUNCILMAN MAYOKA

WHEREAS, the Huntington Sewer District is comprised of approximately 30 miles of underground sewer lines, the majority of which were installed between 1938 and 1948; and

WHEREAS, since 2005 the Huntington Sewer District has undertaken extensive internal inspection of these sewer lines using television cameras to determine the condition of these pipes and while the majority of the sewers were found to be in good condition, some areas with defects have been located; and

WHEREAS, it has been determined that a variety of methods are required to repair these defects based on the specific nature of each defect and that these repairs will prevent possible future sewer main breaks and also reduce groundwater infiltration; and

WHEREAS, Holzmacher, McLendon & Murrell P.C has submitted a proposal in the amount of \$13,400 to provide professional engineering services to provide the design, bidding, construction administration and construction observation for the repairs to the sewer lines; and

WHEREAS, the Town Board Resolution 2011-276 authorized the issuance of \$550,000 serial bonds for improvement of facilities in the Huntington Sewer District of which \$220,000 has been set aside for the repairs to the sewer lines; and

WHEREAS, the hiring of consultants to prepare bid specifications for repairs to the sewer lines, is at Type II action pursuant to 6 N.Y.C.R.R. 617.5 (c)(20) and (c)(21), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an agreement with Holzmacher, McLendon & Murrell P.C, 575 Broad Hollow Road, Melville, NY 11747-5076 to provide

7-12-11 H2M eng servicesewerlinerepairs. revML (2).DOC EWM, MJL 6/29/2011,9:45 AM

## 2011-323

professional engineering services for the design, bidding, construction administration and construction observation of the sewer line repairs in an amount not to exceed \$13,400.00 to be charged to Capital Budget Account WM8197-2780-11804 and upon such terms and conditions as approved by the Town Attorney.

| VOTE:        | AYES: 5               | NOES: | 0 | ABSTENTIONS: | 0 |
|--------------|-----------------------|-------|---|--------------|---|
| Supervisor 1 | Frank P. Petrone      |       |   | AYE          |   |
| Councilwor   | nan Susan A. Berland  |       |   | AYE          |   |
| Councilman   | Mark A. Cuthbertson   |       |   | AYE          |   |
| Councilwor   | nan Glenda A. Jackson |       |   | AYE          |   |
| Councilman   | n Mark Mayoka         |       |   | AYE          |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT AND RELEASE IN THE MATTER OF CERTAIN LAWSUITS RELATED TO METHYL TERTIARY BUTYL ETHER ("MTBE") ON BEHALF OF THE TOWN OF HUNTINGTON AND THE DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON, SUPERVISOR PETRONE

WHEREAS, pursuant to Town Board Resolution 2006-773, Napoli Bern Ripka was retained to commence a lawsuit on behalf of the Town and the Dix Hills Water District seeking monetary damages as a result of the contaminant methyl tertiary butyl ether ("MTBE"); and

WHEREAS, pursuant to Town Board Resolution 2009-557, lawsuits were settled as against four defendants without prejudice to the remaining defendants; and

WHEREAS, pursuant to Town Board Resolutions 2010-262, 2010-310 and 2010-599, lawsuits were settled as against twenty-eight defendants without prejudice to the remaining defendants; and

WHEREAS, five additional defendants have offered money in partial settlement of this matter and said settlement has been recommended by counsel; and

WHEREAS, the settlement of this lawsuit is not an "action" as defined by 6 NYCRR §617.2(b) and therefore no further SEQRA review is required.

NOW, THEREFORE, BE IT

RESOLVED, that the matter of certain lawsuits related to Methyl Tertiary Butyl Ether ("MTBE") is hereby settled as against O.K. Petroleum Distribution Corporation, and O.K. Petroleum International, Ltd. as defined in the settlement releases, without prejudice as to the remaining defendants, for the net sum of TWENTY-FOUR THOUSAND ONE HUNDRED SIXTY-THREE AND 57/100 (\$24,163.57) DOLLARS to be recorded in Operating Budget Item SW12690 and further authorizes the Supervisor to execute all documents required to effectuate this settlement on such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 3 NOES: 1 ABSTENTIONS: 1

Supervisor Frank P. Petrone
Councilwoman Susan A. Berland
Councilman Mark A. Cuthbertson
Councilwoman Glenda A. Jackson
Councilman Mark Mayoka
NO

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

MTBE Settle Reso TAO/JSS 06/22/11 1:46 PM

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE VARIOUS AGREEMENTS FOR THE CONTINUATION OF A YOUTH COURT PROGRAM FOR THE 2011-2012 ACADEMIC YEAR

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Councilman Cuthbertson

And seconded by: COUNCILWOMAN BERLAND, COUNCILWOMAN JACKSON

WHEREAS, the Town of Huntington and Harborfields High School, Huntington High School, Walt Whitman High School, and Northport High School desire to continue a Youth Court Program through the Youth Bureau for the academic year commencing September 2011 and continuing through August of 2012; and

WHEREAS, the Town, by its lawfully constituted Town Board, hereby agrees to allocate staffing and necessary resources for the Town's Youth Court Program; and

WHEREAS, the continuation of the Youth Court Program is contingent upon each participating school district entering into an agreement with the Town of Huntington; and

WHEREAS, due to the unique nature of the Youth Court Program, the Town of Huntington waives the requirement of insurance; and

WHEREAS, the execution of an agreement is not an action pursuant to 6 N.Y.C.R.R. §617.2 (b) and therefore no further SEQRA review is required.

NOW, THEREFORE BE IT

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute agreements with the following school districts:

Harborfields Central School District 2 Oldfield Road Greenlawn, New York 11740

Huntington Union Free School District 50 Tower Street Huntington Station, New York 11746

South Huntington Union Free School District 60 Weston Street Huntington Station, NY 11746

YouthCourt-All.doc/TA/DW/Resolutions 07/07/11 2:55 PM Northport-East Northport Union Free School District 110 Elwood Road Northport, New York 11768

for the continuation of a Youth Court Program for the academic year commencing September 2011 and continuing through August 2012, and on such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE:          | AYES: 5            | NOES: 0 | ABSTENTIONS: 0 |
|----------------|--------------------|---------|----------------|
| Supervisor Fra | nk P. Petrone      | AYE     |                |
|                | Susan A. Berland   | AYE     |                |
| Councilman M   | ark A. Cuthbertson | AYE     |                |
| Councilwoman   | Glenda A. Jackson  | n AYE   |                |
| Councilman M   | ark Mayoka         | AYE     |                |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH THE NEW YORK STATE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES FOR FUNDING THE SUMMER 2011 RECREATION PROGRAM FOR THE DEVELOPMENTALLY DISABLED

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND, COUNCILWOMAN JACKSON

and seconded by: COUNCILMAN MAYOKA

WHEREAS, the Town of Huntington Department of Parks and Recreation offers a Summer Recreation Program for the Developmentally Disabled; and

WHEREAS, direct funding is available for this program through the New York State Office for People with Developmental Disabilities (OPWDD) in the amount of THIRTY FOUR THOUSAND NINE HUNDRED NINETY-NINE AND NO/100 (\$34,999.00) DOLLARS; and

WHEREAS, the execution of this contract is not an action under SEQRA as defined by 6 N.Y.C.R.R.§617.2 (b) and, therefore, no further SEQRA review is required.

NOW, THEREFORE,

### THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract the New York State Office for People with Developmental Disabilities (OPWDD) and any documents in connection and related therewith for funding the Summer 2011 Recreation Program for the Developmentally Disabled in the amount of THIRTY FOUR THOUSAND NINE HUNDRED NINETY-NINE AND NO/100 (\$34,999.00) DOLLARS for the period January 1, 2011 to December 31, 2011, and to execute all necessary documents in connection therewith and upon such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE:                          | AYES:        | 5    | NOES: | 0 | ABSTENTIONS: | 0 |
|--------------------------------|--------------|------|-------|---|--------------|---|
| Supervisor                     | Frank P. Pet | rone |       |   | AYE          |   |
|                                | man Susan A  |      |       |   | AYE          |   |
| Councilman Mark A. Cuthbertson |              |      |       |   | AYE          |   |
| Councilwoman Glenda A. Jackson |              |      |       |   | AYE          |   |
| Councilwoman Mark Mayoka       |              |      |       |   | AYE          |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Parks & Recreation/OPWDD/PB 7/1/2011 1:07 PM RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH THE NEW YORK STATE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES FOR FUNDING THE 2011 YOUNG TEEN PROGRAM FOR THE DEVELOPMENTALLY DISABLED

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by COUNCILMAN MAYOKA, COUNCILWOMAN JACKSON, COUNCILWOMAN BERLAND

and seconded by SUPERVISOR PETRONE

WHEREAS, the Town of Huntington Department of Parks and Recreation offers a Young Teen Program for the Developmentally Disabled; and

WHEREAS, funding has been awarded for this program through the New York State Office for People with Developmental Disabilities (OPWDD) in the amount of THIRTEEN THOUSAND SIX HUNDRED SEVENTY FIVE AND NO/100 (\$13,675.00) DOLLARS; and

WHEREAS, the execution of an agreement is not an action under SEQRA as defined by 6 N.Y.C.R.R.§617.2 (b) and, therefore, no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract with the New York State Office for People with Developmental Disabilities (OPWDD) and any documents in connection and related therewith for funding the 2011 Young Teen Program for the Developmentally Disabled in the amount of THIRTEEN THOUSAND SIX HUNDRED SEVENTY FIVE AND NO/100 (\$13,675.00) DOLLARS for the period January 1, 2011 to December 31, 2011, and to execute all necessary documents in connection therewith and upon such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE:      | AYES: 5          | NOES:  | 0  | ABSTENTIONS: | 0 |
|------------|------------------|--------|----|--------------|---|
| Supervisor | Frank P. Petrone | :      | A  | YE           |   |
|            | man Susan A. Be  |        | A  | <b>TE</b>    |   |
|            | n Mark A. Cuthb  |        | A  | YE.          |   |
| Councilwo  | man Glenda A. J  | ackson | A  | Æ.           |   |
|            | man Mark Mayo    |        | AY | Æ            |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Parks & Recreation/PB Young Teen Program. OPWDD 7/1/2011 1:07 PM RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AMENDMENT TO THE CONTRACT WITH D.F. STONE CONTRACTING, LTD. FOR THE BROWNSFIELDS REMEDIATION PROGRAM AT THE VETERAN'S NATURE STUDY AREA.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON

WHEREAS, Town Board resolution 2011-51 authorized the Supervisor to execute a contract with D.F. Stone Contracting, LTD. for the Brownsfields Remediation Program at the Veteran's Nature Study Area; and

WHEREAS, the original bid specification's called for the excavation, transportation, and disposal of 24,000 cubic yards. The volume of which was based on information gathered from test pits and was an engineering estimate; and

WHEREAS, during the process of excavation additional contaminated fill has been uncovered. Volume has been estimated to be between 8,000 to 10,000 cubic yards which will be required to be excavated, transported, and disposed of as part of the overall remediation project; and

WHEREAS, the Town has a State Assistance Contract in the amount of \$1,550,000 with NYSDEC for this project and has agreed to provide an additional \$250,000 in funding for the excavation of the additional contaminated fill; and

WHEREAS, the existing contract with D.F. Stone, LTD. did not provide for this additional expense for the excavation, transportation and disposal of the contaminated fill; and

WHEREAS, the current planned remediation of the Veteran's Nature Study Area by means of excavation and disposal of fill and contaminated soils was originally examined by the Town as an alternative for remediation and this more environmentally beneficial means of remediation has been the subject of a NYSDEC public hearing, has been approved by the NYSDEC and NYS Department of Health and is the subject of an amended NYSDEC Record of Decision, and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an amendment to the contract with D. F. Stone Contracting, LTD., 1230 Station Road, Medford, New York 11763 to provide for

NVSA DF Stone amend Environmental Waste Management July 11, 2011

## 2011-328

the payment of change orders in an amount not to exceed TWO HUNDRED SEVENTY FIVE THOUSAND AND NO/100 (\$275,000.00) DOLLARS, for a total revised contract amount of NINE HUNDRED FORTY SEVEN THOUSAND THREE HUNDRED THIRTY THREE AND NO/100 (\$947,333.00) DOLLARS, and any and all documents in connection and related therewith for the Brownfield's Remediation Program at the Veteran's Nature Study Area for the excavation, transportation, and disposal of the additional contaminated fill to be charged to Capital Accounts WM8792-2103-RS807 and WM8792-2103-GT020, and upon such terms and conditions as are acceptable to the Town Attorney.

| VOTE:      | AYES: 5                 | NOES: | 0 | ABSTENTIONS: | 0 |
|------------|-------------------------|-------|---|--------------|---|
| Supervisor | Frank P. Petrone        | AYE   |   |              |   |
|            | nan Mark A. Cuthbertsor | AYE   |   |              |   |
| Councilman | Susan A. Berland        | AYE   |   |              |   |
| Councilwor | nan Glenda A. Jackson   | AYE   |   |              |   |
| Councilman | Mark Mayoka             | AYE   |   |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF EDUCATION FOR THE PROVISION OF FUNDS FOR A SUMMER FOOD SERVICE PROGRAM FOR PROJECT PLAY/ST. JOHN'S CAMP 2011, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: COUNCILMAN CUTHBERTSON

WHEREAS, the Town of Huntington is desirous of entering into an agreement with the New York State Department of Education for funding made available under the National School Lunch Act Summer Food Service Program; and

WHEREAS, the amount of State reimbursement for the Summer Food Service Program (SFSP) available to sponsors will be \$1.8450 per child for Breakfast, \$3.2375 per child for Lunch, \$0.7575 per child for Snack; and

WHEREAS, the Summer Food Service Program (SFSP) will be available to participants who meet the income eligibility criteria attending Project Play/St. John's Camp in 2011; and

WHEREAS, executing an agreement for funding a Summer Food Service Program is not an action under SEQRA as defined by 6 N.Y.C.R.R.§617.2 (b) and, therefore, no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement and any documents in connection and related therewith, nunc pro tunc, with the New State Department of Education for the provision of funds for a Summer Food Service Program for Project Play/St. John's Camp 2011 at Jack Abrams Intermediate School, 155 Lowndes Avenue, New York 11746 Monday through Friday from June 29, 2011 to August 5, 2011, and on such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE:            | AYES: 5           | NOES: 0 | ABSTENTIONS: 0 |
|------------------|-------------------|---------|----------------|
| Supervisor Frank | P. Petrone        | AYE     |                |
| Councilwoman S   | Susan A. Berland  | AYE     |                |
| Councilman Mar   | k A. Cuthbertson  | AYE     |                |
|                  | Glenda A. Jackson | AYE     |                |
| Councilman Mar   |                   | AYE     |                |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

NYSED Summer Food Program/Proj.Play 2011 Parks & Recreation/PB 7/1/2011 RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH RENAISSANCE DOWNTOWNS LLC TO ENGAGE THEM AS MASTER DEVELOPER IN CONNECTION WITH THE NEXT PHASE OF HUNTINGTON STATION'S REVITALIZATION

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Supervisor Petrone

Councilman Cuthbertson COUNCILWOMAN JACKSON

and seconded by: COUNCILWOMAN BERLAND

WHEREAS, in April 2011 the Town issued a Request for Qualifications (RFQ) for a Master Developer/Partner to help devise and implement an action plan for the next phase of Huntington Station's revitalization; and

WHEREAS, the RFQ called out for an experienced and knowledgeable real estate development organization to assist the Town with development and redevelopment ideas and strategies to fulfill both existing revitalization concepts and in developing new ones; and

WHEREAS, it is the Town's expectation that the Master Developer will help structure strategic alliances and partnerships that will be needed to achieve the next level of revitalization in Huntington Station, and that this firm shall work with the Town and community to develop a Phase II Action Plan that will complement, strengthen and build upon those redevelopments accomplished to date; and

WHEREAS, on June 1, 2011 the Town received responses to the RFQ which were reviewed by a selection committee made up of Town staff and members of the Town of Huntington Economic Development Corporation (EDC) and Huntington Community Development Agency (CDA); and

WHEREAS, the selection committee overwhelmingly favored the response from Renaissance Downtowns LLC, 9 Gerhard Road, Plainview, New York 11803, a leader in the holistic and comprehensive redevelopment of suburban downtowns that is uniquely qualified to provide the Town of Huntington, EDC, CDA and Huntington Station community with a partner for a redevelopment effort to stimulate significant job growth, additional tax revenue and economic development opportunities for years and decades to come; and

WHEREAS, Renaissance Downtowns LLC will be responsible for all costs incurred in connection with the development of a conceptual Phase II revitalization plan for Huntington Station, and, any eventual payments to the Master Developer through resulting successful developments and redevelopments shall not be derived from the Town; and

HSMasterDeveloper2011.doc Joan Cergol/Supervisor Created on 7/6/2011 12:30 PM WHEREAS, the execution of an agreement is classified Type II pursuant to 6 NYCRR 617.5(c)(18) and (c)(21) thus, no further review is required pursuant to SEQRA;

### NOW, THEREFORE

THE TOWN BOARD, hereby authorizes the Supervisor to execute an agreement with Renaissance Downtowns LLC, 9 Gerhard Road, Plainview, New York 11803 to engage them as Master Developer in connection with the next phase of Huntington Station's revitalization, at no cost to the Town, and on such other terms and conditions acceptable to the Town Attorney.

| VOTE:                  | AYES: 4              | NOES: | 1 | ABSTENTIONS: | 0 |
|------------------------|----------------------|-------|---|--------------|---|
| Supervisor F           | rank P. Petrone      | AYE   |   |              |   |
| Councilwom             | an Susan A. Berland  | AYE   |   |              |   |
|                        | Mark A. Cuthbertson  | AYE   |   |              |   |
|                        | an Glenda A. Jackson | AYE   |   |              |   |
| Councilman Mark Mayoka |                      | NO    |   |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR AND RECEIVE FUNDING FROM KODAK AMERICAN GREENWAYS FOR A GRANT TO PRINT AND EXPAND THE HUNTINGTON TRAIL GUIDES, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: COUNCILMAN MAYOKA

WHEREAS, the Huntington Greenway Trails Citizens Advisory Committee and the Planning and Environment Department are working on an expanded Huntington Trails Guide, 2<sup>nd</sup> Edition to highlight 42 trails at park and preserve sites, and the Committee recommended that the Town pursue a Kodak American Greenways Program grant for printing; and

WHEREAS, the Kodak American Greenways Program is supported by the Eastman Kodak Company, The Conservation Fund, and the National Geographic Society to support grassroots efforts to encourage trails use, and its deadline for applications was June 30, 2011; and

WHEREAS, the Town Board supports the Department of Planning and Environment's application for funding to enrich residents' outdoor trails experiences and the printing of a trail guide is not an action that requires review pursuant to SEQRA 6 NYCRR 617.

NOW, THEREFORE

### THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to apply for and receive funding from Kodak American Greenways Program, nunc pro tunc in the sum of TWO THOUSAND AND NO/100 (\$2,000.00) DOLLARS to assist printing of the Huntington Trails Guide, 2<sup>nd</sup> Edition and to execute any documents in connection and related therewith upon such terms and conditions as approved by the Town Attorney; and

HEREBY AUTHORIZES the Comptroller to amend the Town's Operating and/or Capital Budgets, as necessary, upon receipt of such grant funding and execution of all required documentation, not to exceed the amount awarded, and charged to the appropriate capital budget.

| NOES: | 0                 | ABSTENTIONS: 0           |
|-------|-------------------|--------------------------|
| AYE   |                   | a charachtain i each     |
| AYE   |                   |                          |
|       | AYE<br>AYE<br>AYE | AYE<br>AYE<br>AYE<br>AYE |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2011 Kodak AmGreenwys resty (3).doc Planning & Env/msm Last printed 6/29/2011 3:26 PM RESOLUTION AUTHORIZING THE EXECUTION OF A REQUIREMENTS CONTRACT FOR THE MAINTENANCE OF DIESEL GENERATOR EQUIPMENT FOR THE TOWN OF HUNTINGTON WASTEWATER TREATMENT FACILITY WITH NORTH SHORE GENERATOR SYSTEMS, INC.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: SUPERVISOR PETRONE

WHEREAS, the intent of this requirements contract is to provide preventive maintenance services and emergency services to the diesel generator equipment located at the Town of Huntington sewage treatment facilities; and

WHEREAS, the work to be performed under the specifications of the contract shall consist of furnishing all material, labor, supervision, tools, supplies and other related expenses necessary to provide full maintenance services, including but not limited to inspections, adjustments, tests and replacement of parts for all equipment covered under the contract; and

WHEREAS, sealed bids were received on June 23, 2011, by the Town of Huntington, Director of Purchasing, 100 Main Street, Huntington, New York, for the maintenance of diesel generator equipment for the Town of Huntington wastewater treatment facility, Bid No. TOH 11-06R-055 and the same were opened publicly and read aloud; and

WHEREAS, North Shore Generator Systems, Inc., 1860 Pond Road, Ronkonkoma, NY 11779 is the low bidder; and

WHEREAS, maintenance of diesel generator equipment for the Town of Huntington wastewater treatment facility is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(20), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of a contract, and any documents in connection and related therewith, with North Shore Generator Systems, Inc. for a requirements contract for the maintenance of diesel generator equipment for the Town of Huntington wastewater treatment facility. The contract period shall be effective for a one (1) year term commencing upon execution of the contract and upon mutual agreement of the vendor and the Town, the contract may be extended for two (2) additional one (1) year periods under the same prices, terms and conditions, to be charged to operating budget

Maintenance of Diesel Generator Equipment for the Town of Huntington Wastewater Treatment Facility

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## 2011-332

item SS1 8131, SS2 8132 and SS3 8133 in the object code .4650, and upon such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE:        | AYES: 5            | NOES: 0  | ABSTENTIONS: | 0 |
|--------------|--------------------|----------|--------------|---|
| Supervisor I | Frank P. Petrone   | AYE      |              |   |
| Councilwon   | nan Susan A. Berla | and AYE  |              |   |
| Councilman   | Mark A. Cuthbert   | son AYE  |              |   |
| Councilwon   | nan Glenda A. Jacl | kson AYE |              |   |
| Councilman   | Mark Mayoka        | AYE      |              |   |
|              |                    |          |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Maintenance of Diesel Generator Equipment for the Town of Huntington Wastewater Treatment Facility RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR DETROIT DIESEL ENGINE PARTS AND SERVICE WITH ATLANTIC DETROIT DIESEL-ALLISON, LLC.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILMAN CUTHBERTSON

WHEREAS, the maintenance of Detroit diesel engines on Town vehicles is required in order to facilitate efficiency of services and prolong the life expectancy of the vehicles; and

WHEREAS, sealed bids were received on June 23, 2011, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the Detroit diesel engine parts and service, Bid No. TOH 11-06R-056 and the same were opened publicly and read aloud; and

WHEREAS, Atlantic Detroit Diesel-Allison, LLC, 3025 Veterans Memorial Highway, Ronkonkoma, New York 11779 is the sole bidder; and

WHEREAS, the execution of this contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(25), and therefore no further SEQRA review is required.

NOW, THEREFORE

#### THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Atlantic Detroit Diesel-Allison, LLC for Detroit Diesel engine parts and service. The contract period shall be effective for a one (1) year period commencing upon execution of the contract and upon mutual agreement of the vendor and the Town, the contract may be extended for one (1) additional one (1) year period at the same or reduced prices, terms and conditions, to be charged to various department operating budgets under object code 4520, and upon such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE: AYES:              | 5 NOE      | S: 0 | ABSTENTIONS: | 0 |
|--------------------------|------------|------|--------------|---|
| Supervisor Frank P. Petr | one        | AYE  |              |   |
| Councilwoman Susan A     | . Berland  | AYE  |              |   |
| Councilman Mark A. Cu    | ithbertson | AYE  |              |   |
| Councilwoman Glenda      | A. Jackson | AYE  |              |   |
| Councilman Mark Mayo     | ka         | AYE  |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

DetroitDiesel parts and service) PURCH/LF/ 6/28/2011,4:06 PM RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE INSTALLATION OF WATER MAIN AND APPURTENANCES AT THE ENCLAVE SUBDIVISION IN THE DIX HILLS WATER DISTRICT WITH ALESSIO PIPE & CONSTRUCTION CO., INC.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILMAN MAYOKA, SUPERVISOR PETRONE, COUNCILWOMAN JACKSON

WHEREAS, the intent of this contract is to furnish and install approximately 750 linear feet of new 6-inch and 8-inch cement-lined ductile iron water main, including the appropriate valves and fire hydrants, in order to service the proposed Enclave Court for the new Enclave subdivision at Dix Hills. As part of this project, nine (9) new water service stubs will be installed to serve the proposed residences. The project is located within the boundaries of the Dix Hills Water District; and

WHEREAS, the developer will provide the funding for the cost of the installation of the water main and appurtenances; and

WHEREAS, sealed bids were received on June 23, 2011, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the Dix Hills Water District Install Water Main and Appurtenances The Enclave Subdivision, Contract No. DHWD 11-51 and the same were opened publicly and read aloud; and

WHEREAS, Alessio Pipe & Construction Co., Inc., 102 Fairground Avenue, Huntington Station, NY 11746 is the low bidder; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

WHEREAS, the installation of water main and appurtenances at The Enclave Subdivision located in the Dix Hills Water District is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(2), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of a contract, and any documents in connection and related therewith, with Alessio Pipe & Construction Co., Inc. for the installation of a water main and appurtenances at The Enclave Subdivision in the Dix Hills Water

Dix Hills Water District Install Water Main & Appurienances The Enclave Subdivision Elevator Repairs PURCH/LF/ 7/11/2011.9:26 AM

# 2011-334

District. The contract period shall be effective upon execution, for an amount not to exceed the sum of FIFTY ONE THOUSAND EIGHT HUNDRED EIGHTY-SEVEN AND 50/100 (\$51,887.50) DOLLARS, to be charged to Capital Operating Item EG8397-2778-DV319 funded by the developer, and upon such other terms and conditions as may be acceptable to the Town Attorney; and

HEREBY AUTHORIZES the Comptroller to amend the 2011 Capital budget for additional funding to be provided by the developer for the cost of the installation of the water main and appurtenances as follows:

Increase the following Revenue:

H972770 Unclassified Revenue \$51,887.50

Increase the following Appropriation:

EG8397-2778-DV319 Water Mains \$51,887.50

**®** 

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone AYE

Councilwoman Susan A. Berland
Councilman Mark A. Cuthbertson
Councilwoman Glenda A. Jackson
Councilman Mark Mayoka

AYE

AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Dix Hills Water District Install Water Main & Appurtenances The Enclave Subdivision Elevator Repairs PURCH/LF/ 7/11/2011,9:26 AM RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR THE TOWNWIDE ELEVATOR MAINTENANCE WITH THYSSENKRUPP ELEVATOR CORPORATION

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: COUNCILWOMAN BERLAND

WHEREAS, the Town is responsible for the operation of five (5) elevators and a wheel chair lift, which are located at Town Hall, Village Green, HART Bus Facility, and the North and South parking garages at the Long Island Railroad Station. It is essential to maintain elevator services for the well being and safety of Town residents and employees, and to be compliant with the Americans with Disabilities Act (ADA) regulations; and

WHEREAS, sealed bids were received on June 16, 2011 by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the Townwide Elevator Maintenance, Bid No. TOH 11-06-048 and the same were opened publicly and read aloud; and

WHEREAS, ThyssenKrupp Elevator Corporation, 59 Otis Street, West Babylon, New York 11704 is the low bidder; and

WHEREAS, townwide elevator maintenance is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(1) and (c)(2), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract, and any documents in connection therewith, with ThyssenKrupp Elevator Corporation for townwide elevator maintenance. The contract period shall be effective for a five (5) year term commencing upon execution of the contract, and upon such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE:                          | AYES: 5          | NOES: 0 | ABSTENTIONS: 0 |
|--------------------------------|------------------|---------|----------------|
| Supervisor                     | Frank P. Petrone |         | AYE            |
|                                | nan Susan A. Ber | AYE     |                |
| Councilman                     | Mark A. Cuthber  | AYE     |                |
| Councilwoman Glenda A. Jackson |                  |         | AYE            |
| Councilman                     | n Mark Mayoka    |         | AYE            |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Elevator maintenance PURCH/LF/ 6/28/2011,4:09 PM RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR THE LONG ISLAND RAILROAD (LIRR) HUNTINGTON STATION NORTH PARKING GARAGE ELEVATOR REPAIRS WITH POMASSI ELEVATOR, INC.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND COUNCILWOMAN JACKSON

and seconded by: COUNCILMAN MAYOKA

WHEREAS, the intent of this contract includes furnishing all labor, material, parts and equipment and performing all work in connection with various necessary repairs to the elevator located in the Huntington Station LIRR north parking garage; and

WHEREAS, scaled bids were received on June 23, 2011, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the LIRR Huntington Station North Parking Garage Elevator Repairs, TOH 11-06-051 and the same were opened publicly and read aloud; and

WHEREAS, Pomassi Elevator, Inc., 99 Main Street, Nyack, New York 10960 is the low bidder; and

WHEREAS, the LIRR Huntington Station north parking garage elevator repairs is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(1) and (c)(2), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract, and any documents in connection and related therewith, with Pomassi Elevator, Inc. for the LIRR Huntington Station north parking garage elevator repairs. The contract period shall be effective upon execution for a period of one (1) year, for an amount not to exceed the sum of EIGHTEEN THOUSAND SEVEN HUNDRED FIFTY AND NO/100 (\$18,750.00) DOLLARS, to be charged to TT5797-2102-GT006 and TT5797-2102-FB901, and upon such other terms and conditions as may be acceptable to the Town Attorney.

| VOTE:      | AYES: 5          | NOES: 0 | ABSTENTIONS: | 0 |
|------------|------------------|---------|--------------|---|
| Supervisor | Frank P. Petrone | AYE     |              |   |
| Councilwor | nan Susan A. Ber | AYE     |              |   |
| Councilman | Mark A. Cuthbe   | AYE     |              |   |
| Councilwor | nan Glenda A. Ja | AYE     |              |   |
| Councilmar | Mark Mayoka      | AYE     |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

LIRR Huntington Station North Parking Garage Elevator Repairs PURCH/LF/ 6/28/2011.4:11 PM RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE NEW YORK STATE CATHOLIC HEALTH PLAN INC. D/B/A FIDELIS CARE NEW YORK AND THE TOWN OF HUNTINGTON FOR THE PROVISION OF ADULT DAY CARE SERVICES

Resolution for Town Board Meeting dated: July 12, 2011

The following resolution was offered by: COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND,

COUNCIL WOMAN JACKSON

and seconded by: SUPERVISOR PETRONE

WHEREAS, the Town of Huntington operates an adult day care program that provides social model day care services such as educational, craft, recreational and group activities and a hot lunch for the frail elderly; and

WHEREAS, New York State Catholic Health Plan Inc. d/b/a Fidelis Care New York, 95-25 Queens Boulevard, Rego Park, New York 11374 is a not for profit corporation providing managed care services, which allows appropriate individuals to remain in their homes while receiving nursing home level care, such as, health rehabilitation, medical support services and personal care, including respite care, social day care, and transportation; and

WHEREAS, Fidelis Care New York desires to provide eligible senior citizens with social day care services through the Town of Huntington's Adult Day Care; and

WHEREAS, such services may also include related transportation between the patients home and the location of the Huntington Adult Day Care and other services which the Center may offer; and

WHEREAS, Fidelis Care New York will reimburse the Town of Huntington the sum of FORTY-FIVE AND NO/100 (\$45.00) DOLLARS a day, per person for a full day's attendance; and

WHEREAS, the execution of this agreement is not an action as defined by 6 N.Y.C.R.R. Section 617.2 (b) and therefore, no further SEQRA review is required.

NOW, THEREFORE THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement with New York State Catholic Health Plan Inc. d/b/a Fidelis Care New York, 95-25 Queens Boulevard, Rego Park, New York 11374 for the provision of an adult day care services program for an amount not to exceed the sum of FORTY-FIVE AND NO/100 (\$45.00) DOLLARS a day to be recorded in Operating Budget Item A1973, per participant for a period of one year,

NYSCathHelathPlan,FidelisCareNY2011 Human Services/no 06/29/11

## 2011 - 337

and to execute any documents in connection and related therewith and upon such other terms and conditions as are acceptable to the Town Attorney.

| VOTE:                          | AYES:         | 5 | NOES: 0 | ABSTENTIONS: 0 |
|--------------------------------|---------------|---|---------|----------------|
| Supervisor Fran                | nk P. Petrone |   |         | AYE            |
| Councilman Mark A. Cuthbertson |               |   |         | AYE            |
| Councilwoman Susan A. Berland  |               |   |         | AYE            |
| Councilwoman Glenda A. Jackson |               |   |         | AYE            |
| Councilman Mark Mayoka         |               |   |         | AYE            |
|                                |               |   |         |                |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH COMPREHENSIVE CARE MANAGEMENT CORPORATION A MEMBER OF THE BETH ABRAHAM FAMILY OF HEALTH SERVICES AND THE TOWN OF HUNTINGTON FOR THE PROVISION OF ADULT DAY CARE SERVICES

Resolution for Town Board Meeting dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: SUPERVISOR PETRONE, COUNCILWOMAN JACKSON

WHEREAS, the Town of Huntington operates an adult day care program that provides social model day care services such as educational, craft, recreational and group activities and a hot lunch for the frail elderly; and

WHEREAS, Comprehensive Care Management Corporation, a member of the Beth Abraham Family of Health Services, 1250 Waters Place, Tower 1- Suite 602, Bronx, New York 10461, is a not for profit corporation providing managed care services, which allows appropriate individuals to remain in their homes while receiving nursing home level care, such as, health rehabilitation, medical support services and personal care, including respite care, social day care, and transportation; and

WHEREAS, Comprehensive Care Management Corporation desires to provide eligible senior citizens with social day care services through the Huntington Adult Day Care Program; and

WHEREAS, such services may also include related transportation between the patient's home and the location of the Huntington Adult Day Care Program and other services which the Center may offer; and

WHEREAS, Comprehensive Care Management Corporation will reimburse the Town of Huntington the sum of FORTY-FIVE AND NO/100 (\$45.00) DOLLARS a day, per person for a full day's attendance and SIXTY AND NO/100 (\$60.00) DOLLARS a day per person for a full day's attendance including round-trip transportation for Huntington residents; and

WHEREAS, the execution of this agreement is not an action as defined by 6 N.Y.C.R.R. Section 617.2 (b) and therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

ComprehensiveCareMgmtCorpAgrmnt2011 Human Services/RS 6/28/11 12:45 P.M. HEREBY AUTHORIZES the Supervisor to execute an agreement with Comprehensive Care Management Corporation, a member of the Beth Abraham Family of Health Services, 1250 Waters Place, Tower 1- Suite 602, Bronx, New York 10461, for the provision of an adult day care services by the Town of Huntington Adult Day Care for an amount not to exceed the sum of FORTY-FIVE AND NO/100 (\$45.00) DOLLARS a day, per person and SIXTY AND NO/100 (\$60.00) DOLLARS a day, per person including round-trip transportation to be recorded in Operating Budget Item A1973 for Huntington residents for a period of one year, and to execute any documents in connection and related therewith and upon such other terms and conditions as are acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone
Councilman Mark A. Cuthbertson
Councilwoman Susan A. Berland
Councilwoman Glenda A. Jackson
Councilman Mark Mayoka
AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR AND RECEIVE FUNDING FROM THE COUNTY OF SUFFOLK FOR THE AAA TRANSPORTATION PROGRAM, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by COUNCILWOMAN JACKSON

and seconded by COUNCILWOMAN BERLAND

WHEREAS, the 2011 Adopted Suffolk County Budget includes FIVE THOUSAND FOUR HUNDRED TWO AND NO/100 DOLLARS (\$5,402.00) to expand essential transportation activities for seniors (shopping and medical appointments); and

WHEREAS, the funding for this service is being provided by the New York State Office for the Aging; and

WHEREAS, the Town wishes to secure the funding to allow the continuation and expansion of these services for the period of April 1, 2011 through March 31, 2012; and

WHEREAS, applying for and receiving funds, and the execution of documents in association therewith are not actions defined by 6 N.Y.C.R.R. of 617.2 (b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES, the Supervisor to apply for and receive funds from the County of Suffolk, in the amount of FIVE THOUSAND FOUR HUNDRED TWO AND NO/100 DOLLARS (\$5,402.00) to be recorded in the 2011 Operating Budget Account A4773 and to execute any documents in connection and related therewith upon such terms and conditions as are acceptable to the Town Attorney, Nunc Pro Tunc.

| VOTE:      | AYES: 5          | NOES: 0 | ABSTENTIONS: | 0 |
|------------|------------------|---------|--------------|---|
| Supervisor | Frank P. Petrono | e       | AYE          |   |
|            | n Mark A. Cuthb  | AYE     |              |   |
| Councilwo  | man Susan A. Be  | AYE     |              |   |
| Councilwo  | man Glenda A. J  | AYE     |              |   |
| Councilma  | n Mark Mayoka    |         | AYE          |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

ResAAATransportation2011 Human Services/nlo 06/30/11 12:12 PM RESOLUTION AUTHORIZING ATTENDANCE AT THE HUNTINGTON TOWNSHIP CHAMBER FOUNDATION LEADERSHIP HUNTINGTON PROGRAM

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON

WHEREAS, Leadership Huntington is an educational program for community excellence administered by the Huntington Township Chamber Foundation; and

WHEREAS, tailored specifically to meet the needs of our community, this issueoriented leadership program is designed to empower a diverse group of existing and emerging leaders with the knowledge and skills necessary to help transform the community; and

WHEREAS, as in the past, the Town Board is desirous of sponsoring two Town employees to attend this worthwhile program; and

WHEREAS, authorizing attendance at the program is a Type II action pursuant to 6 NYCRR §617.2(b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the attendance at the Leadership Huntington Program by one Town employee, as follows:

Robert Reikert, Deputy Director Planning

HEREBY AUTHORIZES payment of tuition in the amount of TWO THOUSAND TWO HUNDRED AND NO/100 (\$2,200.00) DOLLARS per participant to be charged to Operating Budget Item A1989-4180.

| VOTE:          | AYES: 5            | NOES: | 0   | ABSTENTIONS: | 0 |
|----------------|--------------------|-------|-----|--------------|---|
| Supervisor Fra | nk P. Petrone      |       | AYE |              |   |
| 77.            | Susan A. Berland   |       | AYE |              |   |
| Councilman M   | ark A. Cuthbertson |       | AYE |              |   |
| Councilwoman   | Glenda A. Jacksor  | 1     | AYE |              |   |
| Councilman M   | ark Mayoka         |       | AYE |              |   |
|                |                    |       |     |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

7/12/11/gaa

RESOLUTION AUTHORIZING COMPTROLLER TO APPROPRIATE MONIES FROM THE ENVIRONMENTAL OPEN SPACE AND PARK IMPROVEMENT FUND FOR RECOMMENDED GREEN PROJECT (SOLAR POWERED ELECTRIC CAR CHARGING STATION, (LIRR) HUNTINGTON TRAIN STATION, HUNTINGTON)

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: COUNCILWOMAN BERLAND

WHEREAS, Resolution No. 2008-481 was adopted at a meeting of the Town Board on August 26, 2008 and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$1 million was to be used for green renewable energy improvement projects, and

WHEREAS, the Town of Huntington Horizons 2020 Comprehensive Plan encourages implementation of green initiatives that promote desirable goals, such as reduced energy consumption and waste generation, and

WHEREAS, the Town Sustainability Officer prepared a nomination for a solar electric car charging station that was screened through and supported by the Huntington Renewable Energy Task Force, as provided by the Town Board-adopted criteria for the EOSPA Green Renewable Energy Improvement Projects Program, and

WHEREAS, the Town was awarded Renewable Energy Solar Electric and Clean Solar Electric Fleet grants through the New York State Energy Research Development Agency (NYSERDA) Program that require a 25% funding match, and

WHEREAS, Town Board resolution 2011-248 of May 16, 2011 authorized transfer of funds to replenish the Green Buildings Fee Account (TA0085-K0023) upon authorization of EOSPA green project funding, and

WHEREAS, the EOSPA Committee reviewed and voted to support the green project nomination at its meeting of June 6, 2011 to provide matching funding toward grants already secured to design, furnish and install a solar electric car charging station at the Huntington Train Station south parking garage, in an amount not to exceed \$40,000, and

WHEREAS, the action was classified Type II pursuant to 6 NYCRR 617.5(c) (7 and 21) by Town Board resolution 2011-248 of May 16, 2011;

NOW, THEREFORE, BE IT

GrProj2011-07-12 Solar earchg stn at LIRR.doc Planning & Env/msm Last printed 6/20/2011 1:48 PM RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the green project improvement recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

### DEPARTMENT OF ENGINEERING SERVICES

Town South Parking Garage, Huntington (LIRR) Station, not to exceed \$40,000 Provide matching funds to design, furnish and install a solar powered electric car charging station

### AND BE IT FURTHER

RESOLVED, that should additional funding be necessary to implement the above-listed project approved by the Town Board, including design and engineering of the specific improvements that may need to be contracted to outside consulting professionals, the EOSPA Committee may recommend additional funding to the Town Board.

| VOTE:         | AYES: 5              | NOES: 0 | ABSTENTIONS: 0 |
|---------------|----------------------|---------|----------------|
| Supervisor Fr | rank P. Petrone      |         | AYE            |
|               | an Susan A. Berland  |         | AYE            |
| Councilman l  | Mark A. Cuthbertson  |         | AYE            |
| Councilwoma   | an Glenda A. Jackson |         | AYE            |
| Councilman I  | Mark Mayoka          |         | AYE            |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING COMPTROLLER TO APPROPRIATE MONIES FROM THE ENVIRONMENTAL OPEN SPACE AND PARK IMPROVEMENT FUND FOR RECOMMENDED PARK IMPROVEMENT (JOHN J. WALSH PARK)

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Councilwoman Berland Councilwoman Jackson

and seconded by: SUPERVISOR PETRONE

WHEREAS, Resolution No. 2003-569 was adopted at a meeting of the Town Board on August 27, 2003 and said resolution authorized the issuance of \$30,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$7 million was to be used for park improvements, and

WHEREAS, Resolution No. 2008-481 was adopted at a meeting of the Town Board on August 26, 2008 and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$5 million was to be used for park improvements, and

WHEREAS, the Town of Huntington Horizons 2020 Comprehensive Plan supports tree planting as part of the "Green Huntington" initiative, and

WHEREAS, the EOSPA Committee reviewed and voted to support a park improvement nomination at its meeting of June 14, 2011 to purchase and plant new shade trees to enhance the playground at John J. Walsh Park, using a Town requirements contract, in an amount not to exceed \$1,000, and tree planting is classified Type II pursuant to 6 NYCRR 617.5(c) (14);

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the park improvement recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

### DEPARTMENT OF GENERAL SERVICES

John J. Walsh Park, not to exceed \$1,000

Purchase and plant shade trees under the supervision of a certified arborist with tree species and location to be determined in consultation with the Department of Planning and Environment

Pkimp2011-07-12 JJWalshPk (2).doc Planning & Env/msm Last printed 7/7/2011 11:58 AM

### AND BE IT FURTHER

RESOLVED, that should additional funding be necessary to implement the above-listed project approved by the Town Board, including design and engineering of the specific improvements that may need to be contracted to outside consulting professionals, the EOSPA Committee may recommend additional funding to the Town Board.

| VOTE:         | AYES: 5             | NOES: | 0   | ABSTENTIONS: 0 |
|---------------|---------------------|-------|-----|----------------|
| Supervisor Fr | ank P. Petrone      |       | AYE |                |
| Councilwoma   | ın Susan A. Berland |       | AYE |                |
| Councilman N  | Mark A. Cuthbertson |       | AYE |                |
| Councilwoma   | n Glenda A. Jackson |       | AYE |                |
| Councilman N  | Aark Mayoka         |       | AYE |                |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2011 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS TO IMPLEMENT IMMEDIATE, COMPREHENSIVE TOWNWIDE SPENDING REDUCTIONS - VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILMAN CUTHBERTSON

and seconded by: SUPERVISOR PETRONE, COUNCILWOMAN BERLAND

WHEREAS, the Town Board recognizes that the economic downturn continues to place strain and uncertainty on public, private and not-for-profit sector budgets, employment and payrolls; and

WHEREAS, the Town Board is determined to protect its taxpayers against any additional and unforeseen negative developments by further reducing Fiscal Year 2011 spending through the implementation of a mid-year cost savings and spending reduction plan; and

WHEREAS, 2011 spending for all Town departments and special districts has been thoroughly reviewed to determine where savings and reductions can be implemented without disrupting services and programs vital to Huntington residents; and

WHEREAS, consistent with its purpose and intent to ensure that no additional burden fall on local taxpayers as a result of projected increases in the New York State Retirement Services, utility, fuel increases and revenue declines, the Town Board has identified savings and revenues set forth in this resolution to offset said increases; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

WHEREAS, amending the 2011 Budget is a Type II action pursuant to SEQRA as defined by 6 NYCRR 617.5(c)(20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

2011 Budget Adjustments Reso 7-12-11.doc Comptroller 7/8/2011 1:14 PM HEREBY AUTHORIZES the Comptroller to make the following budgetary amendments to the 2011 Operating Budget as follows:

### Adjust the following budgets:

| DESCRIPTION OF STREET | 20 9 0 800 IIV                         |             |
|-----------------------|--|-------------|
| A1430-1100            | Salaries- Personnel                    | \$26,600    |
| A3510-1100            | Salaries-Animal Control                | 29,100      |
| A5630-1100            | Salaries- Transportation               | 19,300      |
| A9060- 8070           | Health Insurance                       | (449,000)   |
| A9060- 8071           | Health Insurance-Retirees              | 208,000     |
| A9010-8010            | State Retirement                       | 1,006,000   |
| A1621-4220            | LIPA                                   | 92,000      |
| A1621-4660            | Heat                                   | 46,000      |
| A1621-4665            | Natural Gas                            | (29,000)    |
| A1930-4160            | Judgments and Claims                   | (98,000)    |
| A1990-1100            | Salaries- Contingency                  | (176,504)   |
| A6775-1175            | Temporary Neighborhood Aide I          | 16,504      |
| A7193 4557            | Golf Course Contractual                | (61,000)    |
| A7116-4220            | LIPA- DHP                              | 200,000     |
| A7116-4665            | Natural Gas- DHP                       | 90,000      |
| A8170-4001            | Resource Recovery Contractual Expense  | (1,005,000) |
| B9010-8010            | State Retirement                       | 258,000     |
| B9060-8070            | Health Insurance                       | (119,000)   |
| DB9010-8010           | State Retirement                       | 236,000     |
| DB5110-4120           | Fuel                                   | 235,000     |
| DB5112-2000           | CHIPS                                  | (15,329)    |
| SR9010-8010           | State Retirement                       | 67,000      |
| SR9060-8070           | Health Insurance                       | 115,000     |
| SR8158-4990           | Refuse Disposal Charges                | (66,000)    |
| SR1910-4150           | Insurance                              | (16,000)    |
|                       | 20000000000000000000000000000000000000 | \$609,671   |
|                       |  | 3007,071    |

### Adjust the following Revenues:

| A1170 | Franchise Revenue            | \$ 110,000 |
|-------|------------------------------|------------|
| A2065 | Ice Skating Rink fees        | (368,000)  |
| A2130 | Refuse and Garbage Fees      | 209,000    |
| A2131 | Town of Smithtown Reimb      | (745,000)  |
| A2132 | Refuse District Tipping Fees | (380,000)  |
| A2134 | Town of Smithtown Ash Reimb  | (111,000)  |
| A2401 | Interest Income              | (153,000)  |
| A2402 | Interest Income              | (75,000)   |
| A2590 | Other Permits                | 110,000    |
| A2610 | Fines                        | (15,000)   |
| A2611 | Parking Violations           | (100,000)  |
| A2660 | Sale of Property             | 1,433,000  |
| B1289 | Other Departmental Income    | 125,000    |
| B1560 | Building Department Fees     | 100,000    |

2011 Budget Adjustments Reso 7-12-11.doc Comptroller 7/8/2011 1:14 PM

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| Fire Inspection Fees          | (106,000)   |
|-------------------------------|---|
| Accessory Rental Registration | 20,000  |
| Interest Income               | (60,000)  |
| CHIPS                         | (15,329)  |
| Appropriated Fund balance     | 531,000   |
| Interest Income               | (25,000)  |
| Sale of Recycled Materials    | 40,000  |
| Insurance Recoveries          | (15,000)  |
| Appropriated Fund balance     | 100,000   |
|                               | \$609,671   |
|                               | Accessory Rental Registration Interest Income CHIPS Appropriated Fund balance Interest Income Sale of Recycled Materials Insurance Recoveries |

| AYE |
|-----|
| AYE |
| AYE |
| AYE |
| AYE |
|     |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2011 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS – VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: SUPERVISOR PETRONE

and seconded by: COUNCILMAN CUTHBERTSON

WHEREAS, pursuant to Town Board Resolution 2008-569 each position listed below has been evaluated and deemed to be necessary for the continuation of essential Town services and for the safety and welfare of the community; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

WHEREAS, amending the 2011 Budget is not an action pursuant to SEQRA as defined by 6 N.Y.C.R.R. §617.5 (c)(20) and therefore no further SEQRA review is required.

NOW, THEREFORE

### THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to make the following budgetary amendments to the 2011 Operating Budget as follows:

| Reinstate the following | g positions:                |            |
|-------------------------|-----------------------------|------------|
| A-7624-1100             | Senior Citizen Aide I       | \$21,666   |
| Create the following r  | ositions:                   |            |
| SS1-8131-1100           | Heavy Equipment Operator I  | \$21,461   |
| Abolish the following   | positions:                  |            |
| SS1-8131-1100           | Heavy Equipment Operator II | (\$31,830) |
| Adjust the following p  | ositions:                   |            |
| SR-8158-1100            | Laborer (Refuse)            | \$9,156    |
| Adjust the following A  | Appropriations:             |            |
| A-1990-1100             | Contingency                 | (\$21,666) |
| SS1-1990-1100           | Contingency                 | 10,369     |
| SR-1990-1100            | Contingency                 | (9,156)    |

2011 Reinstate Positions 7-12-2011 doc Comptroller/DM/gaa 7/8/2011 1:12 PM

### 2011-344

| AYES: 5            | NOES:  | 0   | ABSTENTIONS:  | 0  |
|--------------------|--|---|---|--|
| nk P. Petrone      |  | AYE   |   |  |
| Susan A. Berland   |  | AYE   |   |  |
| ark A. Cuthbertson |  | AYE   |   |  |
| Glenda A. Jackson  |  | AYE   |   |  |
| ark Mayoka         |  | AYE   |   |  |
|                    | nk P. Petrone<br>Susan A. Berland<br>ark A. Cuthbertson<br>Glenda A. Jackson | nk P. Petrone Susan A. Berland ark A. Cuthbertson Glenda A. Jackson | nk P. Petrone Susan A. Berland AYE ark A. Cuthbertson Glenda A. Jackson AYE | nk P. Petrone Susan A. Berland AYE AYE AYE AYE AYE AYE Glenda A. Jackson AYE |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE CORRECTION OF CODE VIOLATIONS AT VARIOUS LOCATIONS PURSUANT TO THE CODE OF THE TOWN OF HUNTINGTON AND/OR THE UNIFORM CODES OF THE STATE OF NEW YORK

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND, COUNCILWOMAN JACKSON

And seconded by: COUNCILMAN CUTHBERTSON

WHEREAS, violations of the Code of the Town of Huntington and/or the Uniform Codes of the State of New York exist at the locations set forth in Schedule "A", attached hereto and made part of this Resolution, which constitute an attractive nuisance, negatively affect the aesthetic appearance of our neighborhoods, and jeopardize the health and safety of residents in close proximity to these properties; and

WHEREAS, the owner(s) of properties listed in Schedule "A" have failed and/or refused to bring their properties into compliance after a Notice of Violation has been issued by the Department of Public Safety; and

WHEREAS, the correction of code violations by the Town of Huntington is a Type II action pursuant to 6 N.Y.C.R.R. 617.5 c. (33) and, therefore, no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY DIRECTS the Town Attorney to provide each property owner listed in Schedule "A" with a copy of this Resolution, and notice that such violation must be rectified to the satisfaction of the Town within ten (10) days of mailing of the Notice, and upon the failure to remedy the same on a timely basis, the Town shall take all steps necessary to rectify the hazard or nuisance at the property owner's expense; and

HEREBY AUTHORIZES, the Director of the Department of General Services and other Town departments having jurisdiction, to take all actions necessary to correct the violations on these properties upon the failure of the owners to do so, and charge all costs incurred by the Town against the owners of the properties in the same manner and at the same time as real property taxes in accordance with the applicable provisions of the Code of the Town of Huntington or other applicable law.

| VOTE:          | AYES: 5             | NOES: | 0 |     | ABSTENTIONS: 0 | į |
|----------------|---------------------|-------|---|-----|----------------|---|
| Supervisor Fra | ink P. Petrone      |       |   | AYE |                |   |
| Councilwoma    | n Susan A. Berland  |       |   | AYE |                |   |
| Councilman M   | lark A. Cuthbertson |       |   | AYE |                |   |
|                | n Glenda A. Jackson |       |   | AYE |                |   |
| Councilman M   |                     |       |   | AYE |                |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION CODE VIOLATIONS FOR TB 07/12/2011 7/11/2011 2:20 PM Public Safety/daf

### Schedule A

# Chapter 87, Section 81 of the Code of the Town of Huntington Authorizing the Securing of a Pool Fence

| 30 E 11 <sup>th</sup> St<br>Huntington Sta., NY 11746 | N/A  |   | MAILING ADDRESS  | 30 E 11th St<br>Huntington Sta., NY 11746   | 15 Bradbury Ave<br>Huntington Sta., NY 11746   | 1715 N Ocean Ave<br>Medford, NY 11763  | 10 Lefferts Ave<br>E Northport, NY 11731   |
|---|--|---|--|---|--|--|--|
| 06/30/2011  | 05/09/2011   | wn of Huntington<br>d Debris  | NOV  | 06/24/2011  | 06/24/2011   | 06/10/2011   | 06/24/2011   |
| Michael Williamson                                    | Daniel P.<br>and Doreen<br>Santini   | A of the Code of the To<br>he Removal of Litter and   | OWNER  | Michael Williamson  | Bernadette Brown<br>Donald Taylor  | NY Equity Note LLC   | Andrew Chernovsky<br>Maryann Chernovsky  |
| 0400-147.00-05.00-020.000                             | 0400-095.00-02.00-008.000  | Chapter 133, Section 2<br>Authorizing the   | SCTM#  | 0400-147.00-05.00-020.000   | 0400-147.00-05.00-033.000  | 0400-146.00-01.00-034.000  | 0400-142.00-03.00-153.00   |
| 108 E 2 <sup>nd</sup> St<br>Huntington Sta., NY 11746 | 32 Oakland St<br>Huntington, NY 11743  |   | PROPERTY ADDRESS   | 108 E 2 <sup>nd</sup> St<br>Huntington Sta., NY 11746   | 99 E 3 <sup>rd</sup> St<br>Huntington Sta., NY 11746   | 69 E 11th St<br>Huntington Sta., NY 11746  | 7 W 14 <sup>th</sup> St<br>Huntington Sta., NY 11746   |
|   | 0400-147.00-05.00-020.000 Michael Williamson 06/30/2011 30 E 11 <sup>th</sup> St Huntington Sta., NY | 0400-147.00-05.00-020.000 Michael Williamson 06/30/2011 30 E 11 <sup>th</sup> St<br>Huntington Sta., NY<br>0400-095.00-02.00-008.000 Daniel P. 05/09/2011 N/A<br>and Doreen Santini | 0400-147.00-05.00-020.000         Michael Williamson         06/30/2011         30 E 11th St           Huntington Sta., NY         Huntington Sta., NY           0400-095.00-02.00-008.000         Daniel P.         05/09/2011         N/A           Santini         Santini         Santini         Authorizing the Removal of Litter and Debris | 746       Michael Williamson 06/30/2011       30 E 11th St         746       Huntington Sta., NY         0400-095.00-02.00-008.000       Daniel P.       05/09/2011       N/A         and Doreen       Santini       N/A         Chapter 133, Section 2A of the Code of the Town of Huntington Authorizing the Removal of Litter and Debris       MAILING ADDRESS | 746         Michael Williamson 06/30/2011         30 E 11 <sup>th</sup> St           746         Huntington Sta., NY           0400-095.00-02.00-008.000         Daniel P. 05/09/2011         N/A           and Doreen Santini         Santini         N/A           Chapter 133, Section 2A of the Code of the Town of Huntington Authorizing the Removal of Litter and Debris         MAILING ADDRESS           SCTM#         OWNER         NOV         MAILING ADDRESS           0400-147.00-05.00-020.000         Michael Williamson 06/24/2011         30 E 11 <sup>th</sup> St           Huntington Sta., NY         Huntington Sta., NY | 0400-147.00-05.00-020.000         Michael Williamson         06/30/2011         30 E 11 <sup>th</sup> St           0400-095.00-02.00-008.000         Daniel P.         05/09/2011         N/A           and Doreen Santini         Santini         N/A           Chapter 133, Section 2A of the Code of the Town of Huntington         Authorizing the Removal of Litter and Debris         MAILING ADDRESS           SCTM#         OWNER         NOV         Mailing ADDRESS           0400-147.00-05.00-020.000         Michael Williamson         06/24/2011         30 E 11 <sup>th</sup> St           0400-147.00-05.00-033.000         Bernadette Brown         06/24/2011         15 Bradbury Ave           Donald Taylor         Huntington Sta., NY | sta., NY 11746         O400-147.00-05.00-020.000         Michael Williamson         06/30/2011         30 E 11th St           Sta., NY 11743         O400-095.00-02.00-008.000         Daniel P. O5/09/2011         05/09/2011         N/A           NY 11743         Chapter 133. Section 2A of the Code of the Town of Huntington Authorizing the Removal of Litter and Debris         MAILING ADDRESS           (ADDRESS         SCTM#         OWNER         NOV         MAILING ADDRESS           Sta., NY 11746         0400-147.00-05.00-020.000         Michael Williamson         06/24/2011         15 Bradbury Ave Huntington Sta., NY           Sta., NY 11746         Donald Taylor         Donald Taylor         1715 N Ocean Ave Medford, NY 11763 |

Chapter 133, Section 2A of the Code of the Town of Huntington Authorizing the Removal of Litter and Debris (Continued)

| MAILING ADDRESS  | N/A                                 | N/A                               | N/A                                    | N/A                                   | N/A                                       | 1 Kane Ct.<br>Huntington Sta., NY 11746   | 26 Saxon St.<br>Melville, NY 11747          | N/A                                   | N/A  |
|------------------|-------------------------------------|-----------------------------------|--|---------------------------------------|---|---|---|---------------------------------------|--|
| NOV              | 06/23/2011                          | 06/06/2011<br>(SUMMONS)           | 06/30/2011                             | 06/30/2011                            | 06/24/2011                                | 06/24/2011                                | 05/13/2011                                  | 06/03/2011<br>(SUMMONS)               | 06/06/2011                                     |
| OWNER            | Rose Khan                           | Charles Mc Morrow                 | Geraldine L. Thomas<br>Craig Thomas    | Douglas Arotsky<br>Karen Sullivan     | Jason Mills                               | Bernadette Y. Joseph                      | Charles and<br>Francesca Bowen              | Barry Black<br>Colette Blake          | Michael J. and<br>Jessica R. Newman            |
| SCTM#            | 0400-220.00-01.00-015.000           | 0400-252.00-02.00-045.000         | 0400-172.00-02.00-033.000              | 0400-121.00-02.00-136.000             | 0400-194.00-03.00-086.000                 | 0400-194.00-03.00-083.000                 | 0400-138.00-01.00-051.000                   | 0400-262.00-02.00-145.000             | 0400-194.00-03.00-081.000                      |
| PROPERTY ADDRESS | 25 Calvert Ave<br>Commack, NY 11725 | 4 Colby Ct<br>Dix Hills, NY 11746 | 6 Elman Pl<br>East Northport, NY 11731 | 7 Kenilworth Dr<br>East Northport, NY | 45 Oakley Dr<br>Huntington Sta., NY 11746 | 78 Oakley Dr<br>Huntington Sta., NY 11746 | 30 Pearwood Dr<br>Huntington Sta., NY 11746 | 43 Talisman Dr<br>Dix Hills, NY 11746 | 200 West Hills Rd<br>Huntington Sta., NY 11746 |

## Chapter 156, Section 45 of the Code of the Town of Huntington Authorizing the Removal of Stagnant Water

| MAILING ADDRESS  | 30 E 11 <sup>th</sup> St<br>Huntington Sta., NY 11746 | N/A                                  | N/A                                     | N/A                                    | N/A                                       | N/A                                   |
|------------------|---|--------------------------------------|---|--|---|---------------------------------------|
| NOV              | 06/24/2011  | 06/15/2011                           | 06/06/2011<br>(SUMMONS)                 | 06/30/2011                             | 06/09/2011                                | 05/09/2011                            |
| OWNER            | Michael Williamson                                    | Donald R. and<br>Diane C. Karcher    | Charles Mc Morrow 06/06/2011<br>(SUMMON | Geraldine L. Thomas<br>Craig Thomas    | Steven Singotiko                          | Daniel P.<br>and Doreen<br>Santini    |
| SCTM#            | 0400-147.00-05.00-020.000                             | 0400-206.00-01.00-029.000            | 0400-252.00-02.00-045.000               | 0400-172.00-02.00-033.000              | 0400-038.00-05.00-009.000                 | 0400-095.00-02.00-008.000             |
| PROPERTY ADDRESS | 108 E 2 <sup>nd</sup> St<br>Huntington Sta., NY 11746 | 5 Antoine Ct<br>Huntington, NY 11743 | 4 Colby Ct<br>Dix Hills, NY 11746       | 6 Elman Pl<br>East Northport, NY 11731 | 565 McKinley Terr<br>Centerport, NY 11721 | 32 Oakland St<br>Huntington, NY 11743 |

Chapter 156, Section 46A of the Code of the Town of Huntington Authorizing the Removal of the Overgrown Weeds and Grass

| NOV MAILING ADDRESS | 06/14/2011 N/A                          | 06/24/2011 30 E 11 <sup>th</sup> St<br>Huntington Sta., NY 11746 | 06.24.2011 15 Bradbury Ave<br>Huntington Sta., NY 11746 | /10/2011 1715 N Ocean Ave<br>Medford, NY 11763        | 06/29/2011 Benjamin F. Hill, Sr.<br>POB 248<br>Central Islip, NY 11722 | 06/24/2011 10 Lefferts Ave<br>E Northport, NY 11731  | 06/15/2011 44 W 21st St<br>Huntington Sta., NY 11746         | 06/15/2011 N/A                       | 06/09/2011 N/A                        | 06/23/2011 N/A   |
|---------------------|---|--|---|---|--|--|--|--------------------------------------|---------------------------------------|--|
| N                   |   |  | .90   | /90<br>C  | /90  |  | /90  | /90                                  | 0/90                                  | 06/2   |
| OWNER               | Gregory Rowland<br>Yvette Stone-Rowland | Michael Williamson   | Bernadette Brown<br>Donald Taylor                       | NY Equity Note LLC 06/10/2011                         | Arthur Center  | Andrew Chernovsky<br>Maryann Chernovsky              | Gary M. Rhodes   | Donald R. and<br>Diane C. Karcher    | Sean and Roseanne<br>Keegan           | Rose Khan  |
| SCTM#               | 0400-142.00-01.00-092.000               | 0400-147.00-05.00-020.000  | 0400-147.00-05.00-033.000                               | 0400-146.00-01.00-034.000                             | 0400-137.00-03.00-011.000  | 0400-142.00-03.00-153.00                             | 0400-194.00-02.00-090.000                                    | 0400-206.00-01.00-029.000            | 0400-211.00-03.00-109.000             | 0400-220.00-01.00-015.000  |
| PROPERTY ADDRESS    | 18 8th Ave<br>Huntington Sta., NY 11746 | 108 E 2 <sup>nd</sup> St<br>Huntington Sta., NY 11746            | 99 E 3 <sup>rd</sup> St<br>Huntington Sta., NY 00476    | 69 E 11 <sup>th</sup> St<br>Huntington Sta., NY 11746 | 93 W 11th St<br>Huntington Sta., NY 11746                              | 7 W 14 <sup>th</sup> St<br>Huntington Sta., NY 11746 | 45 & 47 W 21 <sup>st</sup> St 0<br>Huntington Sta., NY 11746 | 5 Antoine Ct<br>Huntington, NY 11743 | 57 Brennan St<br>Huntington, NY 11743 | 25 Calvert Ave 0400-220 Commack, NY 11725 RESOLUTION CODE VIOLATIONS FOR TB 07/12/2011 |

Chapter 156, Section 46A of the Code of the Town of Huntington Authorizing the Removal of the Overgrown Weeds and Grass (Continued)

| MAILING ADDRESS  | 194 Smith St<br>Deer Park, NY 11729   | N/A                                     | N/A<br>S)                         | N/A                                     | *Denise McEachern<br>1551 Beard Rd<br>Wade, NC 28395 | J P Morgan Brandon Guerrero, Supp Needs Trust C/O Industry Consulting Group, Inc. POB 810490 ST Dallas, TX 75381 | 1775 Expressway Dr N<br>Hauppauge, NY 11788 | N/A                                 |
|------------------|---------------------------------------|---|-----------------------------------|---|--|--|---|-------------------------------------|
| NOV              | 06/10/2011                            | 06/15/2011                              | 06/06/2011<br>(SUMMONS)           | 06/15/2011                              | 06/15/2011   | 06/15/2011<br>ole  | 06/30/2011                                  | 06/30/2011                          |
| OWNER            | Nicholas and Linda<br>D'Onofrio       | Hyun Hee Kim                            | Charles Mc Morrow                 | Mitchell Alexander<br>Marie Alexander   | Carolyn Cashwell                                     | Brandon Guerrero,<br>Supp Needs Irrevocable<br>Trust   | Eman Properties Ltd                         | David and Jeanette<br>Lagone        |
| SCTM#            | 0400-262.00-01.00-145.000             | 0400-164.00-03.00-013.000               | 0400-252.00-02.00-045.000         | 0400-215.00-01.00-044.000               | 0400-211.00-02.00-018.000                            | 0400-211.00-02.00-033.001  | 0400-211.00-02.00-023.000                   | 0400-033.00-01.00-015.000           |
| PROPERTY ADDRESS | 4 Carriage Ct.<br>Dix Hills, NY 11746 | 32 Clay Pitts Rd<br>Greenlawn, NY 11740 | 4 Colby Ct<br>Dix Hills, NY 11746 | 106 Daly Rd<br>East Northport, NY 11731 | 51 Delamere St<br>Huntington, NY 11743               | 58 Delamere St<br>Huntington, NY 11743   | 61 Delamere St<br>Huntington, NY 11743      | 3 Forest Ct<br>Huntington, NY 11743 |

RESOLUTION CODE VIOLATIONS FOR TB 07/12/2011 7/11/2011 2:20 PM Public Safety'daf

Chapter 156. Section 46A of the Code of the Town of Huntington Authorizing the Removal of the Overgrown Weeds and Grass (Continued)

| PROPERTY ADDRESS                           | SCTM#                     | OWNER  | NOV              | MAILING ADDRESS  |
|--|---------------------------|--|------------------|--|
| 22 Frontier Ln<br>East Northport, NY 11731 | 0400-186.00-01.00-034.000 | Dennis and<br>Adamantia<br>Kapsimalopoulos         | 05/26/2011       | N/A  |
| 1 Gateway PI<br>Dix Hills, NY 11746        | 0400-262.00-03.00-019.000 | Gary Robinson                                      | 06/15/2011       | N/A  |
| 2 Holdsworth Dr<br>Huntington, NY 11743    | 0400-093.00-02.00-115.001 | Abdul and<br>Noorullah Zadran                      | 06/29/2011       | 9 Skyline Dr<br>N Windham, CT 06256  |
| 311 W Jericho Tpke<br>Huntington, NY 11743 | 0400-192.00-01.00-044.000 | Country Cadillac, (Buick, Pontiac & GMC Truck, LLC | 06/15/2011<br>АС | * 333 W Jericho Tpke<br>Huntington, NY 11743<br>AND<br>*305 W Jericho Tpke<br>Huntington, NY 11743 |
| Keeler St<br>Huntington, NY 11743          | 0400-211.00-01.00-081.000 | Verizon NY, Inc.                                   | 06/07/2011       | *1095 Ave of Americas<br>Suite 3137<br>New York, NY 10036  |
| Keeler St<br>Huntington, NY 11743          | 0400-211.00-01.00-081.000 | Verizon Services                                   | 06/07/2011       | AND<br>*POB 152206<br>Irving, TX 75015   |
| 17 Kenmore St.<br>Dix Hills, NY 11746      | 0400-280.00-05.00-023.000 | Matthew Dickson<br>Lorilee Dickson                 | 05/12/2011       | N/A  |
| 4 Knox Pl<br>Dix Hills, NY 11746           | 0400-252.00-03.00-085.000 | Arnold and Irma<br>Jacinto                         | 05/27/2011       | N/A  |

RESOLUTION CODE VIOLATIONS FOR TB 07/12/2011 7/11/2011 2,20 PM Public Safenydaf

Chapter 156, Section 46A of the Code of the Town of Huntington Authorizing the Removal of the Overgrown Weeds and Grass (Continued)

| MAILING ADDRESS  | N/A                                     | *c/o Joan Arbiter<br>425 Broadhollow Rd, Ste. 203 | Melville, NY 11747 AND *Sanchu and Merkyn Chacko 12 Lone Hill Pl Dix Hills, NY 11746 | N/A                                       | N/A  | 1 Kane Ct.<br>Huntington Sta., NY 11746    | 10901 W Palm Ln<br>Avondale, AZ 85392 | N/A   |
|------------------|---|---|--|---|--|--|---------------------------------------|---|
| NOV              | 05/27/2011                              | 06/15/2011  | 06/15/2011   | 06/09/2011                                | 06/06/2011                                 | 06/24/2011                                 | 05/27/2011                            | 06/17/2011                                  |
| OWNER            | Patrick and Antoine<br>Noel             | Harry Thiemsen                                    | Harry Thiemsen   | Steven Singotiko                          | Jason Mills                                | Bernadette Y. Joseph 06/24/2011            | Kamal Ramsumair                       | Dave S. Clarke                              |
| SCTM#            | 0400-160.00-03.00-067.000               | 0400-261.00-03.00-003.001                         | 0400-261.00-03.00-003.001  | 0400-038.00-05.00-009.000                 | 0400-194.00-03.00-086.000                  | 0400-194.00-03.00-083.000                  | 0400-159.00-03.00-056.000             | 0400-281.00-02.00-066.001                   |
| PROPERTY ADDRESS | 50 Lafayette St<br>Huntington, NY 11743 | 12 Lone Hill Pl<br>Dix Hills, NY 11746            | 12 Lone Hill Pl<br>Dix Hills, NY 11746   | 565 McKinley Terr<br>Centerport, NY 11721 | 45 Oakley Dr.<br>Huntington Sta., NY 11746 | 78 Oakley Dr.<br>Huntington Sta., NY 11746 | 970 Park Ave<br>Huntington, NY 11743  | 266 Pine Acres Blvd.<br>Dix Hills, NY 11746 |

Chapter 156, Section 46A of the Code of the Town of Huntington Authorizing the Removal of the Overgrown Weeds and Grass (Continued)

| PROPERTY ADDRESS                                  | SCTM#                     | OWNER                               | NOV        | MAILING ADDRESS                          |
|---|---------------------------|-------------------------------------|------------|--|
| 49 Prospect Rd<br>POB 128<br>Centerport, NY 11721 | 0400-045.00-01.00-021.000 | Henry and Jean<br>Cleeves           | 07/01/2011 | 614 Coddington Rd<br>Ithaca, NY 14850    |
| 199 Seaman Neck Rd<br>Dix Hills, NY 11746         | 0400-278.00-02.00-044.000 | Ramesh Pawa                         | 06/15/2011 | N/A                                      |
| 17A Tasman Ln<br>Huntington Sta., NY 11746        | 0400-101.00-01.00-103.000 | Michael and<br>Dorothy Domino       | 05/26/2011 | N/A                                      |
| 6 Vilno Ct<br>Huntington Sta., NY 11746           | 0400-138.00-02.00-019.000 | Farzad Esmizadeh                    | 06/10/2011 | N/A                                      |
| 200 West Hills Rd<br>Huntington Sta., NY 11746    | 0400-194,00-03,00-081,000 | Michael J. and<br>Jessica R. Newman | 06/06/2011 | N/A                                      |
| 8 Wintergreen Dr<br>Melville, NY 11747            | 0400-243.00-01.00-022.000 | Philip S. Cimino                    | 06/09/2011 | 3 Eddy Dr<br>Dix Hills, NY 11746         |
| 433 Wolf Hill Rd<br>Dix Hills, NY 11746           | 0400-245.00-01.00-015.001 | Gabriel and Mario<br>Diamandis      | 06/14/2011 | 130 Old Country Rd<br>Melville, NY 11747 |

Chapter 191, Section 3 of the Code of the Town of Huntington Authorizing the Securing of an Unsafe Structure

| MAILING ADDRESS  | 30 E 11 <sup>th</sup> St<br>Huntington Sta., NY 11746 | 15 Bradbury Ave<br>Huntington Sta., NY 11746         | 1715 N Ocean Ave<br>Medford, NY 11763                 | N/A                                     |
|------------------|---|--|---|---|
| NOV              | 06/24/2011  | 06.24.2011   | 06/10/2011  | 05/31/2011                              |
| OWNER            | Michael Williamson                                    | Bernadette Brown<br>Donald Taylor                    | NY Equity Note LLC 06/10/2011                         | Patrick and Antoine<br>Noel             |
| SCTM#            | 0400-147.00-05.00-020.000                             | 0400-147.00-05.00-033.000                            | 0400-146.00-01.00-034.000                             | 0400-160.00-03.00-067.000               |
| PROPERTY ADDRESS | 108 E 2 <sup>nd</sup> St<br>Huntington Sta., NY 11746 | 99 E 3 <sup>rd</sup> St<br>Huntington Sta., NY 00476 | 69 E 11 <sup>th</sup> St<br>Huntington Sta., NY 11746 | 50 Lafayette St<br>Huntington, NY 11743 |

<sup>\*</sup>More than one owner and/or address listed for this property

2011 - 346

RESOLUTION ACCEPTING DONATIONS FOR THE TOWN SPONSORED EMPLOYMENT FAIR, NUNC POR TUNC.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Councilwoman Jackson

and seconded by: COUNCILMAN MAYOKA

WHEREAS, the Town of Huntington is keenly aware of the impact of unemployment to the citizens of Huntington; and

WHEREAS, the Town of Huntington is desirous of taking the lead in assisting residents of the Town of Huntington in securing full-time employment; and

WHEREAS, the Town of Huntington has sponsored an Employment Fair on June 9, 2011 at Harborfields High School from 5 PM to 7 PM in partnership with the Huntington, East Northport and Melville Chambers of Commerce; and

WHEREAS, Avalon Bay provided a donation of \$1,000 and H2M provided a donation of \$1,500 to assist in expenses in sponsoring the Employment Fair; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

WHEREAS, the subject of this resolution is a Type II action pursuant to 6 NYCRR 617.2 (b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY ACCEPTS the donations from Avalon Bay in the amount of ONE THOUSAND AND NO/100 (\$1,000.00) DOLLARS and from H2M in the amount of ONE THOUSAND FIVE HUNDRED AND NO/100 (\$1,500.00) DOLLARS for the donations for the Town of Huntington Employment Fair at Harborfields High School on June 9, 2011, and thanks them for their generosity, nunc pro tune; and

Employment Fair donations TTF TOWN ATTORNEY June 29, 2011 HEREBY AUTHORIZES the Comptroller to amend the 2011 Operating budget as follows:

Increase the following revenue:

A2705-2705 Gifts and Donations \$2,500.00

Increase the following Appropriation:

A1010-4700 Advertising \$2,500.00

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone
Councilwoman Susan A. Berland
Councilman Mark A. Cuthbertson
Councilwoman Glenda A. Jackson
Councilman Mark Mayoka
AYE
AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION ADOPTING THE MARINA CONTRACT FOR WINTER WET STORAGE AT TOWN MARINAS

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON, COUNCILMAN MAYOKA

WHEREAS, the marina contract for 2011-12 Winter Wet Storage requires approval; and

WHEREAS, the Harbors and Boating Advisory Council has recommended that winter wet storage fees remain unchanged for the 2011-12 storage season; and

WHEREAS, adoption of the Marina Contract for Winter Wet Storage at Town Marinas is a Type II action pursuant to 6 NYCRR §617.5(c)(20) and therefore no further SEQRA review is required.

### NOW, THEREFORE

THE TOWN BOARD, upon the recommendation of the Department of Maritime Services and the Harbors and Boating Advisory Council,

HEREBY ADOPTS, the Marina Contract for Winter Wet Storage at Town Marinas for the 2011/12 season, as amended and attached hereto in Schedule A and made part of this resolution.

| VOTE: AYES: 5                  | NOES: | 0 | ABSTENTIONS: | 0 |
|--------------------------------|-------|---|--------------|---|
| Supervisor Frank P. Petrone    |       |   | AYE          |   |
| Councilwoman Susan A. Berland  |       |   | AYE          |   |
| Councilman Mark A. Cuthbertson |       |   | AYE          |   |
| Councilwoman Glenda A. Jackson |       |   | AYE          |   |
| Councilman Mark Mayoka         |       |   | AYE          |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

6/23/118:37am WWS marina contract 2011/12 Department of Maritime Services HVA/tg RESOLUTION AMENDING RESOLUTION NO. 2002-600 AND AUTHORIZING THE COMPTROLLER TO AMEND THE 2011 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS FOR FUNDS COLLECTED FROM FIRE ZONE PARKING VIOLATIONS TO BE APPROPRIATED FOR THE PURCHASE OF KNOX FIRE DEPARTMENT BOXES FOR INSTALLATION AT ALL TOWN OF HUNTINGTON FACILITIES

Resolution for Town Board Meeting dated: July 12, 2011

The following resolution was offered by: Supervisor Petrone

Councilman Cuthbertson COUCILWOMAN BERLAND

And seconded by: COUNCILMAN MAYOKA, COUNCILWOMAN JACKSON

WHEREAS, Town Board Resolution 2002-600 authorized that all monies from summonses issued for parking in fire zone/lanes and/or in front of hydrants and other fire related locations shall be utilized to enhance recruitment and training of volunteer firefighters and emergency medical technician personnel; and

WHEREAS, all monies collected from summonses shall be deposited in the general fund to be appropriated by the Town Board upon recommendation of the Bureau of Fire Prevention; and

WHEREAS, pursuant to 2002-600, the Town Board established and designated the Huntington Firefighter/Emergency medical Services Incentive Recruitment Enhancement (F.I.R.E.) Association as the advisory organization to facilitate and recommend initiatives for the implementation of the ongoing efforts to enhance and train volunteer firefighters and emergency medical services workers; and

WHEREAS, the Fire Chief's Council of the Town of Huntington supports the Bureau of Fire Prevention's recommendation to purchase and install Knox Fire Department boxes utilizing the F.I.R.E. Recruitment and Retention funds. The installation of these devices at town facilities will help firefighters gain prompt access to these facilities by saving valuable response time and negating additional damages to the facilities; and

WHEREAS, amending the 2011 Budget is not an action pursuant to SEQRA as defined by 6 N.Y.C.R.R. § 617.5(c)(20) and therefore no further SEQRA review is required.

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

NOW, THEREFORE

THE TOWN BOARD

HEREBY AMENDS Resolution No. 2002-600 of September 10, 2002 to the extent that it authorizes all of the proceeds collected from fire violations to be appropriated for the recruitment and training of volunteer firefighters and emergency medical technicians; and

HEREBY AUTHORIZES the Comptroller to amend the 2011 Operating budget for monies collected from fire violations and appropriate for the purchase of Knox Fire Department boxes to be installed at all Town of Huntington facilities from TA 0085-H0014 as follows:

Increase the following Revenue:

A2610 Fines \$13,666

Increase the following Appropriation:

Councilman Mark Mayoka

B3620-4510 Equipment, Supplies and Repairs \$13,666

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone AYE
Councilman Mark A. Cuthbertson AYE
Councilwoman Susan A. Berland AYE
Councilwoman Glenda A. Jackson AYE

AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

### RESOLUTION APPOINTING A MEMBER TO THE PUBLIC ART ADVISORY COMMITTEE

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON

WHEREAS, Town Board Resolution 2001-550 adopted Public Art Advisory Committee Guidelines and Administrative Plan, created a Public Art Advisory Committee, appointed members thereto and designated a Chairperson; and

WHEREAS, Arlene Klein, whose term expires on September 10, 2012, has resigned from the Committee; and

WHEREAS, pursuant to the Public Art Advisory Committee Guidelines and Administrative Plan, the Chairperson shall be designated annually by the Town Board; and

WHEREAS, the appointment of members to the Public Art Advisory Committee is not an action as defined by 6 NYCRR §617.2(b) and therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD, upon the recommendation of the Public Art Advisory Committee,

HEREBY APPOINTS the following individual to the Public Art Advisory Committee for the remainder to the term to expire September 10, 2012:

### DEBORAH ROBBINS

4 Cherokee Court, Huntington Station, New York 11746

| VOIE:      | AYES: 3          | NOES: 0 | ABSTENTIONS: | U |
|------------|------------------|---------|--------------|---|
| Supervisor | Frank P. Petrone | e       | AYE          |   |
| 2          | man Susan A. B   |         | AYE          |   |
| Councilma  | n Mark Cuthbert  | son     | AYE          |   |
| Councilwo  | man Glenda A. J  | ackson  | AYE          |   |
| Councilma  | n Mark Mayoka    |         | AYE          |   |
|            |                  |         |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Resolution-Vacancy Appointment.doc JEC/Cultural Affairs - 6/17/2011 - 5:05 PM

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### RESOLUTION APPOINTING INDIVIDUALS TO SERVE AS VOLUNTEERS IN THE HANDICAPPED PARKING ENFORCEMENT PROGRAM

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

And seconded by: COUNCILWOMAN JACKSON

WHEREAS, the Town of Huntington's Handicapped Parking Enforcement Program discourages the abuse of parking spaces designated for the handicapped; and

WHEREAS, pursuant to the Uniform Traffic Code of the Town of Huntington, there exists a Handicapped Parking Enforcement Program comprised of volunteers appointed by the Town Board to assist the Town in the enforcement of handicapped parking violations; and

WHEREAS, the appointment of volunteers to the Handicapped Parking Enforcement Program is not an action as defined by 6 NYCRR §617.2(b) and therefore no further SEQRA review is required.

NOW, THEREFORE, upon the recommendation of the Director of Public Safety,

### THE TOWN BOARD

HEREBY APPOINTS the following individuals to serve as volunteers in the Handicapped Parking Enforcement Program:

| Theodore H. Lueken | Shane A. Polhamer   | Mortimer F. Roberts    |
|--------------------|---------------------|------------------------|
| 22 Rachel Ave.     | 20 Maryland St.     | 16 Mansfield Ln.       |
| Commack, NY 11725  | Dix Hills, NY 11746 | E. Northport, NY 11731 |

Naveen Shetty 8 Woodsend Rd., South Dix Hills, NY 11746

| VOTE:      | AYES:         | 5       | NOES: | 0 | ABSTENTIONS: | 0 |  |
|------------|---------------|---------|-------|---|--------------|---|--|
| Supervisor | Frank P. Petr | one     |       |   | AYE          |   |  |
| Councilwo  | man Susan A.  | AYE     |       |   |              |   |  |
| Councilman | n Mark A. Cu  | thber   | son   |   | AYE          |   |  |
| Councilwo  | man Glenda A  | A. Jack | kson  |   | AYE          |   |  |
| Councilman | n Mark Mayo   | ka      |       |   | AYE          |   |  |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION/HEPVOLUNTEERS HEPMGROSSMANFORTB07122011 6/28/2011 12:17 PM

RESOLUTION GRANTING PERMISSION TO THE EAST NORTHPORT CHAMBER OF COMMERCE FOR A FESTIVAL AND SIDEWALK SALES EVENT ON SEPTEMBER 9, 10, & 11, 2011

Resolution For Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Supervisor Petrone, COUNCILMAN MAYOKA, COUNCILWOMAN JACKSON

and seconded by: COUNCILWOMAN BERLAND

WHEREAS, the East Northport Chamber of Commerce will be holding its annual festival at John Walsh Park and sidewalk sales event along Larkfield Road between Brightside and Pulaski Roads beginning on Friday, September 9, 2011, thru Sunday, September 11, 2011; and

WHEREAS, the authorization for the East Northport Chamber of Commerce Festival is a Type II action pursuant to 6 NYCRR §617.5 (c) (20), and therefore no further SEQRA review is required.

NOW, THEREFORE, upon the issuance of all the required permits and the submission of the required insurance acceptable to the Town Attorney and the execution of a hold harmless agreement signed by representatives of the East Northport Chamber of Commerce and on such other terms and conditions as are acceptable to the Town Attorney,

### THE TOWN BOARD

HEREBY GRANTS permission to the East Northport Chamber of Commerce to hold the above described Festival and Sidewalk Sales Event on Friday, September 9. 2011, from 6:00 pm to 11:00 pm, Saturday, September 10, 2011, from 11:00 am to 11:00 pm and Sunday, September 11, 2011 from 11:00 am to 6:00 pm.

| VOTE:                          | AYES: 5         | NOES: | 0 | ABSTENTIONS:0 |
|--------------------------------|-----------------|-------|---|---------------|
| Supervisor F                   | rank P. Petrone |       |   | AYE           |
| Councilwoman Susan A. Berland  |                 |       |   | AYE           |
| Councilman Mark A. Cuthbertson |                 |       |   | AYE           |
| Councilwoman Glenda A. Jackson |                 |       |   | AYE           |
|                                | Mark Mayoka     |       |   | AYE           |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

East Northport Festival 2011.doc Supervisor/Ims/ga 6/23/2011 1:46 PM

RESOLUTION URGING THE UNITED STATES CITIZENS STAMP ADVISORY COMMITTEE TO ESTABLISH A COMMEMORATIVE POSTAGE STAMP HONORING THE LATE HARRY CHAPIN FOR HIS DEDICATION TO PROMOTING SOCIAL JUSTICE AND HIS FIGHT TO END HUNGER.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Councilwoman Berland, COUNCILMAN MAYOKA

and seconded by SUPERVISOR PETRONE, COUNCILWOMAN JACKSON

WHEREAS, An accomplished musician and longtime Huntington resident, the late Harry Chapin was a staunch advocate against hunger in America and a caring and generous humanitarian who led by example; and

WHEREAS, Long Island Cares - The Harry Chapin Food Bank is in the midst of the "Legacy 30" campaign, a year-long celebration of Chapin's life, music and commitment to end hunger locally and globally; and

WHEREAS, as part of the celebration, Long Island Cares has formally requested that the United States Citizens Stamp Advisory Committee establish a stamp in honor of Chapin and highlight the continued need to fight world hunger; and

WHEREAS, the establishment of a stamp is not an action as defined by SEQRA in 6 N.Y.C.R.R. §617.2 (b) and, therefore, no SEQRA review is required.

NOW, THEREFORE

### THE TOWN BOARD

HEREBY URGES the United States Citizens Stamp Advisory Committee to establish a stamp in honor of the late Harry Chapin and to recognize the importance of upholding his commitment to ending world hunger; and

HEREBY DIRECTS that a copy of this resolution be sent to the United States Citizens Stamp Advisory Committee for its consideration and review.

| VOTE:                          | AYES: 5       | NOES: | 0   | ABSTENTIONS: | 0 |
|--------------------------------|---------------|-------|-----|--------------|---|
| Supervisor Fra                 | nk P. Petrone |       | AYE |              |   |
| Councilwoman Susan A. Berland  |               |       | AYE |              |   |
| Councilman Mark A. Cuthbertson |               |       | AYE |              |   |
| Councilwoman Glenda A. Jackson |               |       | AYE |              |   |
|                                | Mark Mayoka   |       | AYE |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Harry Chapin Commemorative Stamp.rtf Town Council/DM 7/6/2011 2:18 PM

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

RE: WEST TWENTY-SECOND STREET, NO STOPPING RESTRICTION

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: SUPERVISOR PETRONE

THE TOWN BOARD having held a public hearing on the 6<sup>th</sup> day of June, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

### HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 3, Parking Regulations; Article II, Parking, Standing, and Stopping Restrictions; §3-3, Designation of Areas and Restrictions; Schedule J.

|      | NAME OF STREET/SIDE<br>LOCATION  | REGULATION  | HOURS/DAYS |
|------|--|-------------|------------|
| ADD: | West Twenty-Second Street/South<br>From Farragut Pl. east for 100 ft.<br>(HUN) | No Stopping | Actaens:   |
|      |  |             |            |

| VOTE:                  | AYES: 5            | NOES: | 0   | ABSTENTIONS: | 0 |
|------------------------|--------------------|-------|-----|--------------|---|
| Supervisor Fran        | nk P. Petrone      |       | AYE |              |   |
| Councilwoman           | Susan A. Berland   |       | AYE |              |   |
| Councilman Ma          | ark A. Cuthbertson |       | AYE |              |   |
| Councilwoman           | Glenda A. Jackson  |       | AYE |              |   |
| Councilman Mark Mayoka |                    |       | AYE |              |   |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

West Twenty-Second Street/Enactment/No Stopping Restriction Transportation & Traffic Safety/aa 6/29/2011 12:42 PM ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

RE: WEST FARM DRIVE - STOP SIGNS

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON

THE TOWN BOARD having held a public hearing on the 6th day of June, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

### HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 2, Traffic Regulations; Article IV, Stop and Yield Intersections; §2-7, Stop and Yield Intersections Designated; Schedule G, as follows:

| DELETE: | SIGN ON<br>West Farm Drive<br>(MVL) | SIGN<br>STOP | DIRECTION<br>OF TRAVEL<br>WEST | AT INTERSECTION OF: Bagatelle Road |
|---------|-------------------------------------|--------------|--------------------------------|------------------------------------|
| VOT     | E: AYES:                            | 5            | NOES: 0                        | ABSTENTIONS: 0                     |
| Supervi | sor Frank P. Petron                 | е            | AYE                            |                                    |
|         | woman Susan A. B                    |              | AYE                            |                                    |
| Council | man Mark A. Cuthl                   | pertson      | AYE                            |                                    |
| Council | woman Glenda A. J                   | lackson      | AYE                            |                                    |
| Council | man Mark Mayoka                     |              | AYE                            |                                    |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Enactment/West Farm Drive/Stop Signs Transportation & Traffic Safety/au 6/29/2011 12:42 PM ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

RE: BURR ROAD, NO PARKING RESTRICTION

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: SUPERVISOR PETRONE

THE TOWN BOARD having held a public hearing on the 6th day of June, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

### HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 3, Parking Regulations; Article II, Parking, Standing, and Stopping Restrictions; §3-3, Designation of Areas and Restrictions; Schedule J.

|         | NAME OF STREET/SIDE LOCATION  | REGULATION | HOURS/DAYS                             |
|---------|---|------------|--|
| DELETE: | Burr Road/South<br>From 95 ft. west of Town Line<br>Rd. to Town Line Rd. (CMK)  | No Parking | CHARLES.                               |
| ADD:    | Burr Road/South<br>From 190 ft. west of Town Line<br>Rd. to Town Line Rd. (CMK) | No Parking | 2************************************* |

| NOES: 0 | ABSTENTIONS: 0    | 1                        |
|---------|-------------------|--------------------------|
| AYE     |                   |                          |
|         | AYE<br>AYE<br>AYE | AYE<br>AYE<br>AYE<br>AYE |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

View Acre Drive/Enactment//No Parking Restriction Transportation & Traffic Safety/aa 6/29/2011 12:44 PM ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF

HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

RE: DEPOT ROAD, NO STOPPING RESTRICTION

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: COUNCILMAN MAYOKA

THE TOWN BOARD having held a public hearing on the 6th day of June, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

### HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 3, Parking Regulations; Article II, Parking, Standing, and Stopping Restrictions; §3-3, Designation of Areas and Restrictions; Schedule J.

NAME OF STREET/SIDE

LOCATION REGULATION HOURS/DAYS

ADD: Depot Road/East No Stopping ------

From Vondran Steet south for 50 ft.

(HUS)

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone
Councilwoman Susan A. Berland
Councilman Mark A. Cuthbertson
Councilwoman Glenda A. Jackson
Councilman Mark L. Mayoka

AYE
AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Depot Rd/Enactment/No Stopping Transportation & Traffic Safety/aa 6/29/2011 12:44 PM ENACTMENT: APPROVE THE ISSUANCE OF A CERTIFICATE OF APPROVAL

FOR AN HISTORIC BUILDING, SITE OR LANDMARK

RE: 195 PIDGEON HILL ROAD - PHILLIP VALENTINE HOUSE

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON

### THE TOWN BOARD

HAVING HELD A PUBLIC HEARING on the 6<sup>th</sup> day of, June 2011 pursuant to Section 198-41 of the code of the Town of Huntington, to consider the application by Andrew Oliveira, 195 Pidgeon Hill Road, Huntington Station, NY 11746 for a Certificate of Approval to erect (2) 2-story additions with: finished basement, cellar entrance, laundry room & 2-car garage under porches & portico; 1<sup>st</sup> floor study, office, guest bedroom, bath, relocated kitchen, breakfast room & family room with fireplace; 2<sup>nd</sup> floor master bedroom, three bedrooms & three bathrooms, per plans dated 4/18/2011; for one-family dwelling located at 195 Pidgeon Hill Road, Huntington Station, NY 11746, bearing Suffolk County Tax Map #0400-240.00-3.00-15.002, and said premises being an historic building, site or landmark; and upon all the information presented on the application at the public hearing and due deliberation having been had,

HEREBY APPROVES the aforesaid application of Andrew Oliveira for a certificate of Approval.

| VOTE:                          | AYES: 5 | NOES: | 0   | ABSTENTIONS: 0 |
|--------------------------------|---------|-------|-----|----------------|
| Supervisor Frank P. Petrone    |         |       | AYH | i .            |
| Councilwoman Susan A. Berland  |         |       | AYE | E              |
| Councilman Mark A. Cuthbertson |         |       | AYE | ł.             |
| Councilwoman Glenda A. Jackson |         |       | AYE | ļ.             |
| Councilman Ma                  |         |       | AYE | 5              |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

ENACTMENT: ADOPT LOCAL ADOPTING LOCAL LAW INTRODUCTORY NO. 11-2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 156 (PROPERTY MAINTENANCE; NUISANCES)

Resolution for Town Board Meeting Dated: July 12, 2011

The following Resolution was offered by: Councilwoman Berland

and seconded by: SUPERVISOR PETRONE

THE TOWN BOARD having held a public hearing on the 6<sup>th</sup> day of June, 2011 at 7:00 p.m. to consider adopting Local Law Introductory No. 11-2011, amending the Code of the Town of Huntington Chapter 156 (Property Maintenance; Nuisances) and due deliberation having been had,

### HEREBY ADOPTS

Local Law Introductory No. 11-2011 amending the Code of the Town of Huntington, chapter 156 (Property Maintenance; Nuisances) as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

LOCAL LAW NUMBER 21-2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON CHAPTER 156 (PROPERTY MAINTENANCE; NUISANCES)

Section 1. Amendment to the Code of the Town of Huntington, Chapter 156 (Property Maintenance; Nuisances) as follows:

CHAPTER 156 PROPERTY MAINTENANCE; NUISANCES

ARTICLE V
OTHER CONDITIONS AND NUISANCES

ARTICLE VI

BLIGHTED PROPERTY

### §156-60. Legislative Intent.

It is the intention of the Huntington Town Board to protect the public health, safety and welfare by authorizing the establishment of procedures to identify, abate and eliminate the presence of blight upon properties throughout the Town.

### §156-61. Scope; Applicability

- A Scope. The provisions of this chapter shall apply to all properties in the unincorporated portions of the Town of Huntington, residential, commercial and otherwise, and constitute the requirements and standards for such property.
- B. Applicability. The provisions of this chapter shall be deemed to supplement applicable state and local laws, ordinances, codes and regulations. Nothing in this chapter shall be deemed to abolish, impair, supersede or replace existing remedies of the Town, county or state or existing requirements of any other provision of local laws or ordinances of the Town or county or state laws and regulations. In case of conflict between any provisions of this chapter and any applicable state or local law, ordinance, code or regulation, the more restrictive or stringent provision or requirement shall prevail.

### 156-62. Blighted Property Designation.

Blighted Property - The following conditions shall be factors in evaluating whether or not a property is designated as a Blighted Property:

- A. A determination by the Director of Planning and Environment and/or an official of the Department of Public Safety and Code Enforcement that the property is in a condition which poses a serious threat to the safety, health, and or general welfare of the community. (50 points)
- B. The owner of the property has been issued Summonses and/or has been prosecuted for violation(s) of the Code of the Town of Huntington, and such violations have not been corrected.(50 points)
- C. The property has attracted or been an instrument of illegal, noxious or deleterious activity as defined in Chapter 50 Public Nuisances and/or in common law. (50 points)
- D. A determination has been made by the Fire Marshall that the conditions upon the property constitute a fire hazard. (50 points)
- E. The property is creating a substantial interference with the lawful use and /or enjoyment of other space within a structure/building or within the surrounding neighborhood. (50 points)
- F. The property is determined to be unmaintained by a Town Code Enforcement
  Officer/official based upon evidence of the persistent and continued existence of the
  following deleterious conditions:

- 1. Boarded windows, doors, entryways or exits. (5 points)
- 2. Broken or unsecured windows. (10 points)
- 3. Broken or unsecured doors, entryways or exits. (10 points)
- 4. Excessive litter or debris. (10 points)
- 5. Overgrown grass at least ten (10) inches or higher or other overgrown vegetation or shrubbery. (10 points)
- 6. More than one unregistered motor vehicle. (10 points) (see §156-39 (b))
- Broken, unsecured or in disrepair:
  - (a) Roof (10 points)
  - (b) Gutters (5 points)
  - (c) Siding/shingles (10 points)
  - (d) Chimney (10 points)
  - (e) Shutters (5 points)
  - (f) Accessory structures including but not limited to: decks, sheds, porches, pools, pool houses or cabanas, garages, carports, storage units, front and rear porches, outside statuary, fish ponds. (15 points)
- 8. Storage of junk vehicles. (15 points)
- 9. Damaged, unsightly, unsecured or unpermitted signage or awnings. (15 points)
- 10. Presence of graffiti. (10 points).
- 11. Broken, unsecured or in disrepair fencing. (10 points)
- 12. Broken, unsecured or in disrepair outdoor lighting fixtures.(5 points)
- Broken, exposed or hazardously utilized electrical wires, electrical equipment or extension cords. (15 points)
- 14. Unfinished construction. (20 points)
- 15. Damaged, dead or fallen trees or limbs. (10 points)
- 16. Evidence of fire damage to the property which has not been repaired or restored. (10 points)
- 17. Peeling or deteriorated paint. (5 points)
- 18. Presence of stagnant water. (10 points)
- 19. Open or unsecured wells, cesspools or cisterns. (10 points)
- 20. Presence of vermin, rodent harborage and infestation. (30 points)
- 21. Presence of any violation identified within this Chapter. (20 points)
- 22. Presence within/upon an outdoor area of the improper storage of:
  - (a) Refrigerator, washing machine, sink, stove, heater, boiler, tank, other household appliances, boxes or indoor furniture for a period in excess of seventy-two(72) consecutive hours. (10 points)
  - (b) <u>Lumber, construction materials</u>, <u>dirt, debris, trash, garbage or uncovered refuse cans, accumulated refuse or garbage in covered refuse cans which is not timely or properly disposed of . (10 points)</u>

Outdoor Storage Exemptions.

(1) Machinery installed within the rear setback areas for household or recreational use.

(2) The presence of refuse or trash cans, recycling bins or other debris which has been secured, placed or stored in compliance with this code

156- 63 Definitions. For purposes of this article the following words shall have the following meanings:

Blighted Property - an improved or vacant property which meets or exceeds a point value of one hundred (100) points as set forth within this article.

Blighted Property Inventory List- A list containing properties within the Town which possess an accumulation of blight conditions equaling or exceeding a point value of one hundred (100) points.

Code Enforcement Official - shall mean an official charged with the enforcement and/or administration of this article.

Defacement – shall mean any mark on the face or surface of, disfigurement, injury, damage or alteration to the appearance of the property without the express permission of the owner or person or entity in control thereof.

<u>Dilapidated</u>—shall mean extreme disrepair such that a structure or dwelling unit or commercial space is unfit or unsafe for habitation or occupancy.

Graffiti- shall mean any inscription, mark or design which has been written, etched, scratched, painted or drawn or otherwise visible upon a premises.

Junked Vehicle- shall mean an unregistered motor vehicle not suitable for operation.

Legal Occupancy- shall mean occupancy that exists by virtue of fee ownership, a bonafide lease agreement, a rent receipt or, if necessary, a utility statement, and which occupancy is in compliance with federal, state local laws, local zoning, local housing, and all other pertinent rules, regulations and codes.

Neighborhood- shall mean an area of the Town of Huntington defined by its residents and its distinctive characteristics.

Registration Fees- An annual fee imposed upon properties which are listed on the Blighted Property Inventory List.

Restoration Agreement- shall mean a legal and binding agreement between the Town and a given property owner, wherein said property owner proposes to complete specific repairs and/or improvements in order to resolve conditions existing on his or her property as identified by a Code Enforcement Official in accordance with the definition of "Blighted Property." Such repairs and/or improvements shall be outlined on an explicitly fixed timeline and as such will be offered a full exemption from the annual registration fee outlined in 166-64 (D). The Director of

the Department of Planning and Environment shall have the authority, on behalf of the Town, to execute such Restoration Agreement.

Vacant- shall mean a period of sixty (60) days or longer during which a building or structure of part thereof, or land is not legally occupied.

Vacant parcel-shall mean a parcel of land with no structure(s) thereon.

Unit- shall mean any space within a building that is or can be rented by or to a single person or entity forhis/her/its sole use and is intended to be a single and distinct space.

156-64 Creation or Maintenance of the Blighted Property Prohibited

No owner, agent, tenant, business entity, voluntary association, nonprofit organization, or person in control of real property located within the Town of Huntington shall allow, create, maintain or cause to be created or maintained, any blighted property.

### 156-65 Enforcement

- A. The Department of Public Safety, Code Enforcement shall be charged with reviewing complaints and conducting investigations in order to determine if blight exists at the subject property.
- B. Once a property has been determined to be blighted, Code Enforcement shall prepare and send out notification letters to each property owner. Such notice shall be served by personal service upon the owner or person in charge of the affected building or structure; or if no such person can be reasonably found, by mailing said owner such notice by means of certified mail, return receipt requested, to the last known address as shown by the records of the Town Assessor; and by securely affixing a copy of such notice upon the door of the affected building or structure.

## C. Notice Contents .

- (1) The notice must contain a statement of the date(s) upon which an inspection was conducted on the property to determine blight, the address of the blighted property, the specific nature of the blight, a copy of this local law, the "point rating" review of the premises, the required annual registration fees and the property's placement on the Blighted Property Inventory List. Said notice shall further notify the owner that if no reasonable proof is offered establishing the property does not constitute a Blighted Property, said annual registration fee shall be added to the property tax bill for the premises after thirty (30) days of receipt of said notice.

  (2) Any notice to qualifying property owners must also contain an offer of the opportunity to enter into a Restoration Agreement with the Town.
- D. Registration Fees- After thirty days from the date of notice absent proof to the contrary the following registration fees shall be imposed:

  (1) A registration fee of five thousand (\$5,000.00) dollars shall be added to

the tax bill for any commercial building or property;

- (2) A registration fee of two thousand five (\$2,500.00) dollars shall be added to the tax bill for any residential building or property.
- E. Any surplus administrative, mitigation or registration costs imposed by the Town shall be used to create a beautification fund, with the intent of financing the Town's revitalization and anti-blight efforts.

## 156-66 Restoration Agreement:

- A. Property Owner Qualifications. In order to qualify to enter into a Restoration Agreement, the property owner must:
- (1)Possess or have applied for a valid Certificate of Occupancy or Letter in Lieu as issued by the Town for the subject premises; and
- (2) Have no other outstanding violations or complaints on file with Code Enforcement.
- (B) Restoration Agreement Contents. All Restoration Agreements shall include a definite plan for the resolution of any conditions existing on the blighted premises/corresponding property as identified by a Code Enforcement Official in accordance with the definition of Blighted Property defined herein.
- (C) Such repairs and/or improvements shall be outlined on an explicitly fixed timeline.
- (D) Registration Fee Exemption. In consideration for entering into a Restoration Agreement with the Town, the property owner will be offered a full exemption from the annual registration fee(s).
- (E) Penalties for Non Compliance with Restoration Agreement Terms. Any property owner who does not complete the repairs and/or improvements outlined in a Restoration Agreement within the established timeline will be subject to the actions described in 156-68.

### 156-67 Incentives

Any entity and/or individual that purchases a property registered on the Town's Blighted Property Inventory List may be offered certain incentives from the Town.

- A. All incentives are at the discretion of the Director of the Department of Planning and Environment. The "rating" of the purchased property, the location of the purchased property, the degree of repair and development necessary, and the impact of the proposed project on the Town's economy, are factors to be considered in the grant of an exemption.
- B. Incentives may include, but are not limited to, twenty-five (25%) percent reduction of certain permit and/or application fees to be collected by the Planning and Engineering Departments and/or an acceleration of the processing of certain permits as issued by the Planning and Engineering Departments.
- C. Applicants must demonstrate the ability to pay for their proposed projects either through commitment letters for loans obtained from a commercial lender of their selection or through the availability of developer funds.

D. The environmental condition of the project site(s) and the applicant's liability and other insurance coverage must be considered by the Town before the approval of any incentives.

E. The timeframe applies to the time within which a property owner/developer submits an application with the Town of Huntington Department of Planning and Environment or Engineering.

(1) Application is defined as any building permit application, or an application to initiate an administrative process within the Department of Planning and Environment and Engineering which would enable the submission of a Building Permit application (such administrative processes include but are not limited to the Change of Zone process, application for a variance from the Zoning Board of Appeals, and/or Site Plan Review).

# 156-68 Action by Town Board for Failure to Comply or Abate Violations

A. Failure to comply with a Restoration Agreement. Whenever the owners of a property shall fail to comply with an executed Restoration Agreement, the Town Board may authorize the work to be done and shall provide for the cost thereof to be paid from general Town funds as directed by resolution of the Town Board, pursuant to the authority provided under §64 and §130 of the Town law. Additionally, failure to comply with an executed Restoration Agreement shall result in the placement, or retention of the property on the Blighted Property Inventory List and the imposition of the corresponding annual registration fees applicable for each year that the offending conditions exist or remain.

B. Authority to abate in the absence of a Restoration Agreement. In the event that an owner and/or occupant of such land or premises shall fail to abate any violation as described in the definition of "Blighted Property" contained herein, the Town Board, after consideration at a public hearing, may declare said premises to be a nuisance and thereafter, the Town Board shall have the authority to enter onto such premises where such violation exists, to remedy such violation and to charge the cost or expense of such remediation against the owner and establish a lien in the manner provided herein.

C. Assessment of costs and expenses, liens. All costs and expenses incurred by the Town in connection with the abatement of a violation of this chapter shall be provided to the Town Board by the Department of Planning and Environment and/or Engineering. The total costs and expenses shall then be determined by the Town Board and shall be reported to the Assessor of the Town as the amount to be assessed against the property, and the expense so assessed shall constitute a lien and charge on the premises on which it is levied until paid or otherwise satisfied or discharged.

#### Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this

# 2011-358

Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional or invalid parts therein.

# Section 3. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of Secretary of State of the State of New York.

ADDITIONS ARE INDICATED BY <u>UNDERLINE</u>
DELETIONS ARE INDICATED BY [BRACKETS]
\* \* \* INDICATES NO CHANGE IN PRESENT TEXT

| VOTE:        | AYES:          | 5  | NOES: | 0 | ABSTENTIONS: 0 |
|--------------|----------------|----|-------|---|----------------|
| Supervisor I | Frank P. Petro | ne |       |   | AYE            |
|              | nan Susan A.   |    | AYE   |   |                |
|              | Mark A. Cut    |    | AYE   |   |                |
|              | nan Glenda A   |    | AYE   |   |                |
|              | Mark Mayol     |    | AYE   |   |                |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ISSUING A CERTIFICATE OF APPROVAL IN AN HISTORIC DISTRICT RE: 324 PARK AVENUE – OLD HUNTINGTON GREEN HISTORIC DISTRICT

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN JACKSON

WHEREAS, an application was submitted to the Town Board of the Town of Huntington by Paul Warburgh, 324 Park Avenue, Huntington, NY 11743 for a Certificate of Approval to demolish an existing 10' x 15' shed and to legalize demolition of an 8' x 5' shed in the rear yard of a one-family dwelling, located at 324 Park Avenue, Huntington, NY 11743; in accordance with plans dated June 28, 2011 pursuant to regulations for listoric districts, buildings and landmarks, Chapter 198, Article VI of the Code of the Town of Huntington, and

WHEREAS, said premises is located in the Old Huntington Green Historic District and bears Suffolk County Tax Map #0400-074.00-02.00-017.000, and

WHEREAS, the issuance of a Certificate of Approval in an historic district is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5(c)(9) and, therefore no further SEQRA review is required.

NOW, THEREFORE, PURSUANT to Section 198-41 of the Code of the Town of Huntington,

#### THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the 2nd day of August , 2011, at 7:00 p.m. at Town Hall, 100 Main Street, Huntington, NY, to consider issuing a Certificate of Approval for the aforesaid application of Paul Warburgh.

| VOTE: | AYES: 5  | NOES: 0       | ABSTENTIONS: 0 |
|-------|--|---------------|----------------|
|       | and the same of th | · · · · · · · |                |

| Supervisor Frank P. Petrone    | AYE |
|--------------------------------|-----|
| Councilwoman Susan A. Berland  | AYE |
| Councilman Mark A. Cuthbertson | AYE |
| Councilwoman Glenda A. Jackson | AYE |
| Councilman Mark Mayoka         | AYE |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

324 Park Avet, Huntington. Engineering Services/DL 7/11/2011 4:11 PM RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

RE: PRIME AVENUE, LAKE PLACE - NO STANDING RESTRICTION

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: COUNCILMAN MAYOKA

WHEREAS, amendments to the Uniform Traffic Code of the Town of Huntington regarding parking restrictions are classified as Type II actions pursuant to SEQRA, 6 N.Y.C.R.R. §617.5 (c)16(c)(20) and (c)27, and therefore, no further SEQRA review is required.

#### NOW THEREFORE

### THE TOWN BOARD

HEREBY SCHEDULES A PUBLIC HEARING for the 2nd day of, August 2011, at 7 p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider amending the Uniform Traffic Code of the Town of Huntington, as follows:

Under Chapter 3, Parking Regulations; Article II, Parking, Standing and Stopping Regulations; §3-3, Designation of Areas and Restrictions; Schedule J.

| ADD: | NAME OF STREET/SIDE  LOCATION Prime Avenue/West From 35 ft. north of Lake Pl. to 100 ft. south of Lake Pl. (HUN) | REGULATION<br>No Standing | HOURS/DAYS   |
|------|--|---------------------------|--|
|      | Prime Avenue/East<br>From 100 ft. south of Lake Pl. to<br>15 ft. south of Lake Pl. (HUN)                         | No Standing               | - STATE STAT |
|      | Lake Place/North<br>From Prime Ave. west for 35 ft.<br>(HUN)   | No Standing               | <del>(111</del> 111111111111111111111111111111111  |
|      | Lake Place/South From 35 ft. west of Prime Ave. to Prime Ave. (HUN)  | No Standing               |  |

Prime Ave. Lake Pl./No Standing Restriction/Public Hearing Transportation & Traffic Safety/aa 6/29/2011 12:45 PM

2011-360

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone
Councilwoman Susan A. Berland
Councilman Mark A. Cuthbertson
Councilwoman Glenda A. Jackson
Councilman Mark Mayoka
AYE
AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE II, §2-3, SCHEDULE C.

RE: HEARTHSTONE DRIVE, PROHIBITED TURNS.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: SUPERVISOR PETRONE, COUNCILWOMAN JACKSON

WHEREAS, amendments to the Uniform Traffic Code of the Town of Huntington regarding parking restrictions are classified as Type II actions pursuant to SEQRA, 6 N.Y.C.R.R. §617.5 (c)16(c)(20) and (c)27, and therefore, no further SEQRA review is required.

#### NOW THEREFORE

## THE TOWN BOARD

HEREBY SCHEDULES A PUBLIC HEARING for the 2nd day of August , 2011, at 7:00 p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider amending the Uniform Traffic Code of the Town of Huntington, as follows:

Under Chapter 2, Traffic Regulations; Article II, Turning Movements; §2-3, Prohibited Turns; Schedule C.

| LC               | OCATION  |        | CONTROLLING<br>TRAFFIC        |       |    | PROHIBITED<br>TURN | HOURS/<br>DAYS |  |
|------------------|--|--------|-------------------------------|-------|----|--------------------|----------------|--|
| 13<br><b>V</b> a | earthstone Drive<br>30 ft. north of<br>anderbilt Parkway<br>OXL) |        | North on Hearthstone<br>Drive |       | ne | U-turn             |                |  |
| V                | OTE:   | AYES:  | 5                             | NOES: | 0  | ABSTENTIO          | ONS: 0         |  |
| Su               | pervisor Frank P.  | Petron | e                             |       |    | AYE                |                |  |
|                  | ouncilwoman Susa   |        |                               |       |    | AYE                |                |  |
| Co               | Councilman Mark A. Cuthbertson                                   |        |                               |       |    | AYE                |                |  |
| Co               | Councilwoman Glenda A. Jackson                                   |        |                               |       |    | AYE                |                |  |
| Co               | ouncilman Mark N   | layoka |                               |       |    | AYE                |                |  |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

Hearthstone Drive/Prohibited Turns-Public Hearing Transportation & Traffic Safety/aa 6/29/2011 12:45 PM RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE II, §2-3, SCHEDULE C.

RE: PULASKI ROAD, DRIVEWAY - PROHIBITED TURNS.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: COUNCILWOMAN JACKSON

and seconded by: COUNCILMAN CUTHBERTSON

WHEREAS, amendments to the Uniform Traffic Code of the Town of Huntington regarding parking restrictions are classified as Type II actions pursuant to SEQRA, 6 N.Y.C.R.R. §617.5 (c)16(c)(20) and (c)27, and therefore, no further SEQRA review is required.

### NOW THEREFORE

#### THE TOWN BOARD

HEREBY SCHEDULES A PUBLIC HEARING for the 2nd day of August, 2011, at 7:00 p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider amending the Uniform Traffic Code of the Town of Huntington, as follows:

Under Chapter 2, Traffic Regulations; Article II, Turning Movements; §2-3, Prohibited Turns; Schedule C.

|      | LOCATION  |            | CONTROLLING<br>TRAFFIC |       |   | PROHIBITED<br>TURN | HOURS/<br>DAYS |
|------|---|------------|------------------------|-------|---|--------------------|----------------|
| ADD: | Driveway on north<br>Pulaski Road 130<br>of Broadway-Gree<br>Road (GLN) | feet east  |                        |       |   | Left               | ******         |
|      | VOTE:   | AYES:      | 5                      | NOES: | 0 | ABSTENTIO          | NS: 0          |
|      | Supervisor Frank I  | P. Petrone | 8                      |       |   | AYE                |                |
|      | Councilwoman Susan A. Berland   |            |                        |       |   | AYE                |                |
|      | Councilman Mark A. Cuthbertson  |            |                        |       |   | AYE                |                |
|      | Councilwoman Glenda A. Jackson  |            |                        |       |   | AYE                |                |
|      | Councilman Mark   | Mayoka     |                        |       |   | AYE                |                |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

Pulaski Rd., Driveway/Prohibited Turns-Public Hearing Transportation & Traffic Safety/aa 6/29/2011 12:45 PM RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ISSUING A CERTIFICATE OF APPROVAL IN AN HISTORIC DISTRICT RE: 35 SPRING STREET – COLD SPRING HARBOR HISTORIC DISTRICT

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: SUPERVISOR PETRONE

and seconded by: COUNCILMAN MAYOKA

WHEREAS, an application was submitted to the Town Board of the Town of Huntington by Marceline Van Cott, Owner, 35 Spring Street, Cold Spring Harbor NY 11724, for a Certificate of Approval to legalize a two-tiered, 15 linear foot retaining wall, in the rear yard of a one family dwelling, located at 35 Spring Street, Cold Spring Harbor, NY, pursuant to regulations for historic districts, buildings and landmarks, Chapter 198, Article VI of the Code of the Town of Huntington, and

WHEREAS, said premises is located in the Cold Spring Harbor Historic District and bears Suffolk County Tax Map #0400-063.00-02.00-008.000, and

WHEREAS, the issuance of a Certificate of Approval in an historic district is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5(c)(9) and, therefore no further SEQRA review is required.

NOW, THEREFORE, PURSUANT to Section 198-41 of the Code of the Town of Huntington,

### THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the 2nd day of August, 2011, at 7:00 p.m. at Town Hall, 100 Main Street, Huntington, NY, to consider issuing a Certificate of Approval for the aforesaid application of Marceline Van Cott.

| S: 5                           | NOES:                       | 0                           | ABSTENTIONS:                             | 0  |
|--------------------------------|-----------------------------|-----------------------------|--|--|
| 3                              |                             | AYE                         |  |  |
| erland                         |                             | AYE                         |  |  |
|                                |                             | AYE                         |  |  |
| Councilwoman Glenda A. Jackson |                             |                             |  |  |
|                                |                             | AYE                         |  |  |
|                                | erland<br>pertson<br>ackson | erland<br>pertson<br>ackson | e AYE erland AYE pertson AYE fackson AYE | e AYE erland AYE pertson AYE fackson AYE |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

35 Spring Rd Cold Spring Hr. Engineering Services/DL 7/12/2011 8:48 AM

# 2011-365

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 15 -2010 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198, (ZONING), ARTICLE III (RESIDENCE DISTRICTS) §198-19 (R-5 RESIDENCE DISTRICT), ARTICLE XI (CONDITIONAL USES; SPECIAL USE PERMITS) § 198-68 (19)

Resolution for Town Board Meeting Dated: July 12, 2011

The following Resolution was offered by: Councilwoman Berland

and seconded by: SUPERVISOR PETRONE

WHEREAS, the Town of Huntington wishes to schedule a Public Hearing to consider amending Chapter 198 of the Code of the Town of Huntington which sets forth the permitted uses in Residence Districts within the Town; and

WHEREAS, the Town Board recognizes that presently the R-5 zoning district is designated for parcels with a minimum of 5000 square feet, providing for a more densely zoned single family residential zoning classification; and

WHEREAS, the present code permits the conversion of a single family dwelling to a two family dwelling in an R-5 zoning district where the lot size is at least 10,000 square feet as of right; and

WHEREAS, properties bearing a R-5 zoning classification, have a lesser minimum parcel size and are least able to absorb the intensification of use resulting from conversion from one to two family dwelling units; and

WHEREAS, the Town Board wishes to consider whether to prohibit all conversions of nonowner occupied one- family dwellings to two- family dwellings in the R-5 Residential District; and

WHEREAS, the Town Board wishes to further consider amending the code to require that any conditional use grant of a two- family conversion from a one-family use, on a lot of less than 10,000 square feet must be an owner-occupied property; and

WHEREAS, the Town Board wishes to further consider amending the code to remove the permitted conversion to a two- family dwelling use in an R-3M Residential District and the C-1 Business District; and

WHEREAS, scheduling a public hearing to consider amending the Code of the Town of Huntington to limit conversions from single family dwellings to two family dwellings is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(20) and (27) and therefore no further SEQRA review of the scheduling of a public hearing is required.

NOW THEREFORE

R-5 Two Family code amend/TAO/JSS 7/11/2011

#### THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the **2nd** day of **August**, 2011 at **7:00** p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. **15-2011**, Amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article III (Residence Districts) §198-19 (R-5 Residence District), and Article XI (Conditional Uses; Special Use Permits) §198-68 (19) as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

LOCAL LAW INTRODUCTORY NUMBER 15 -2011
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
ARTICLE III (RESIDENCE DISTRICTS) §198-19 (R-5 RESIDENCE DISTRICTS), AND
ARTICLE XI (CONDITIONAL USES; SPECIAL USE PERMITS) §198-68 (19)

Section 1. The Code of the Town of Huntington Chapter 198 (Zoning), Article III (Residuece Districts) is hereby amended, as follows:

CHAPTER 198 (ZONING)

ARTICLE III –RESIDENCE DISTRICTS; R-5 RESIDENCE DISTRICTS

§ 198-19. R-5 Residence District.

(3) Two family owner-occupied dwellings, where one of the dwelling units is owner-occupied.

### ARTICLE XI

CONDITIONAL USES; SPECIAL USE PERMITS

198-68

R-5 Two Family code amend/TAO/JSS 7/11/2011

(19) Conversion of a single family dwelling to a two family in R-5 [and R-3M] Residence Districts [and in C-1 Business Districts] in cases where the lot area is less than ten thousand

(10,000) square feet and /or the lot width is less than one hundred (100) feet, provided that:

(f) In an R-5 Residence District, as a condition of a grant of any variance to permit conversion from a one-family to a two-family dwelling, a covenant and restriction to run with the land, must be filed in the Office of the Clerk of Suffolk County requiring that one of the dwelling units shall be owner-occupied.

# Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall no affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional, or invalid parts therein.

## Section 3. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of Secretary of State of the State of New York.

ADDITIONS ARE INDICATED BY <u>UNDERLINE</u>
DELETIONS ARE INDICATED BY [BRACKETS]
\*\* \* INDICATES NO CHANGE IN PRESENT TEXT

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone

Councilwoman Susan A. Berland

Councilman Mark A. Cuthbertson

Councilwoman Glenda A. Jackson

Councilman Mark Mayoka

AYE

AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

1

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 16 -2011, CONSIDERING ZONE CHANGE APPLICATION #2010-ZM-383, GULBAHAR CORP., TO CHANGE THE ZONING FROM C-6 GENERAL BUSINESS DISTRICT TO C-11 AUTOMOTIVE SERVICE STATION DISTRICT FOR PROPERTY LOCATED ON THE NORTHEAST CORNER OF LARKFIELD ROAD AND PULASKI ROAD, EAST NORTHPORT.

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Supervisor Petrone

and seconded by: COUNCILMAN CUTHBERTSON

WHEREAS, GULBAHAR CORP., 245 Larkfield Road, East Northport, NY 11731, applicant, submitted application #2010-ZM-383 for a change of zone from C-6 General Business District to C-11 Automotive Service Station District for property located on the northeast corner of Larkfield Road and Pulaski Road (CR 11), East Northport, designated as 0400-120-03-039 on the Suffolk County Tax Map; and

WHEREAS, pursuant to the SEQRA regulations, the scheduling of a public hearing to consider amending the Code of the Town of Huntington is not an action, and no SEQRA review is required at this time;

#### NOW THEREFORE BE IT

RFSOLVED, the Town Board hereby schedules a public hearing for the <u>20th</u> day of September , 2011, at <u>7:00</u> PM to consider adopting Local Law introductory No. <u>16</u> -2011 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, thereby rezoning from C-6 General Business District to C-11 Automotive Service Station District the property designated on the Suffolk County Tax Map as 0400-120-03-039, as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

LOCAL LAW INTRODUCTORY NO. <u>16</u> - 2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON CHAPTER 198 (ZONING) ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS) SECTION 7 (ZONING MAP)

Section 1. The Code of the Town of Huntington, Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), Section 7 (Zoning Map) is amended as follows:

gulbahar\_TB hearing resolution.doc Planning/CT 6/21/11

# CHAPTER 198 (ZONING) ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)

§ 198-7 Zoning Map

The boundaries of the districts enumerated in §198-6 of this Chapter are hereby established as shown on the map designated as the "Amended Building Zone Map of the Town of Huntington." The said map, together with all notations, references and every other detail shown thereon shall be as much a part of this chapter as if the map and every other detail shown thereon was fully described therein. Section 198-55 contains symbols on the map for the aforesaid districts.

The premises located on the northeast corner of Larkfield Road and Pulaski Road, East Northport, designated on the Suffolk County Tax Map as 0400-120-03-039, to be rezoned from C-6 General Business District to C-11 Automotive Service Station District, more particularly described as:

BEGINNING at a POINT on the northerly side of Pulaski Road, which point is the southerly end of a line bearing North 56 degrees 03 minutes 02 seconds West which connects the northerly side of Pulaski Road with the easterly side of Larkfield Road,

THENCE from said POINT OF BEGINNING North 56 degrees 03 minutes 02 seconds West 30.24 feet,

THENCE North 12 degrees 46 minutes 07 seconds West, 81.01 feet,

THENCE North 77 degrees 22 minutes 50 seconds East, 146.00 feet,

THENCE South 12 degrees 37 minutes 10 seconds East, 104.00 feet,

THENCE South 77 degrees 51 minutes 20 seconds West, 125.01 feet to the POINT OF BEGINNING.

Section 2. Severability

If any clause, sentence paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair, or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date

gulbahar\_TB hearing resolution.doc Planning/CT 6/21/11 This Local Law shall take effect immediately upon filing in the Offices of the Secretary of State of New York.

\* \* \* INDICATES NO CHANGE TO PRESENT TEXT. ADDITIONS ARE INDICATED BY <u>UNDERLINE</u>. DELETIONS ARE INDICATED BY [BRACKETS].

| VOTE;                     | AYES:     | 5 | NOES: 0 | ABSTENTIONS: 0 |
|---------------------------|-----------|---|---------|----------------|
| Supervisor Frank P. Petro | ne        |   |         | AYE            |
| Councilwoman Susan A. I   | Berland   |   | AYE     |                |
| Councilman Mark A. Cu     | thbertson |   | AYE     |                |
| Councilwoman Glenda A.    | Jackson   |   | AYE     |                |
| Councilman Mark Mayok     | a         |   |         | AYE            |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO.17 -2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 193 (RECREATIONAL VEHICLES), SO AS TO AMEND SECTION 7 (PENALTIES FOR OFFENSES)

Resolution for Town Board Meeting Dated: July 12, 2011

The following resolution was offered by: Supervisor Petrone

and seconded by: COUNCILMAN MAYOKA

WHEREAS, pursuant to Chapter 193 of the Code of the Town of Huntington the operation of recreational vehicles, including, but not limited to dirtbikes, minibikes, all-terrain vehicles (ATV's), motorbikes, and snowmobiles are prohibited upon the streets, highways, roads, beaches, parks and lands within the Town of Huntington or upon any private property without the express written permission of the owner and occupant of the property upon which the vehicle was or is being operated; and

WHEREAS, the continued use of recreational vehicles, particularly within parks and preserves, has become a public nuisance creating park and trail user safety conflicts, significant trail and site condition impacts, unwarranted noise and odors, and unsanitary conditions; and

WHEREAS, the unauthorized use of recreational vehicles represents a threat to the safety of the public and to those officials empowered by law to perform emergency services; and regulations that impose stricter penalties can provide a disincentive for the use of recreational vehicles and help to avert the existing public nuisance; and

WHEREAS, the Town Board of the Town of Huntington seeks to protect the safety and welfare of all members of the public from adverse effects of recreational vehicle use; and

WHEREAS, the proposed action is classified Type II pursuant to SEQRA §617.5(c) 20 and 27 of SEQRA, as regulations amending the Code of the Town of Huntington are "routine or continuing agency administration and management, not including new programs or major reordering of priorities" and "promulgation of regulations, policies, procedures and legislative decisions in connection with any Type II action" and requires no further action pursuant to SEQRA; and

NOW THEREFORE.

THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the <u>2nd</u> day of <u>August</u>, 2011, at 7:00 pm Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. <u>17</u> - 2011 amending the Code of the Town of Huntington, Chapter 193 (Recreational Vehicles) so as to amend Section 7 (Penalties for Offenses); as follows

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

## LOCAL LAW INTRODUCTORY NO. 17-2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON CHAPTER 193 (RECREATIONAL VEHICLES)

Section 1. Amendment to Chapter 193 (Recreational Vehicles), Section 7 (Penalties for Offenses), of the Code of the Town of Huntington

CHAPTER 193 (RECREATIONAL VEHICLES) SECTION 7 (PENALTIES FOR OFFENSES)

\* \*

§ 193-7. Penalties for offenses.

A. A person or business entity who commits any acts in violation of this chapter shall be deemed to have committed an offense against this chapter, and shall upon conviction thereof, [be subject to a fine or penalty of not less than one hundred dollars (\$100.) and not more than five hundred dollars (\$500.) or imprisonment for a period not exceeding ten (10) days, or both a fine and imprisonment, for a first offense: and for a second offense occurring within one (1) year of the date of the first offense, a fine or penalty of not less than five hundred dollars (\$500.) nor more than one thousand dollars (\$1,000.), or imprisonment for a period not exceeding twenty (20) days, or both a fine and imprisonment.] be guilty of a misdemeanor punishable by a fine of not less than one thousand five hundred (\$1,500) dollars, nor more than fifteen thousand (\$15,000) dollars, or imprisonment not to exceed six (6) months or both.

B. Any fine imposed under this section shall be in addition to and distinct from the redemption fee, and the payment of a fine imposed by the court cannot be applied to or credited against the payment of said redemption fee, or vice-versa.

\* \*

Section 2. Severability.

If any clause, paragraph, subdivision, section or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not effect, impair, or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid part therein.

Ch193 Rec Vehicles res.doc Planning & Env/msm Last printed 7/8/2011 2:36 PM Section 3. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State of the State of New York.

\* \* \*INDICATES NO CHANGE IN PRESENT TEXT ADDITIONS ARE INDICATED BY <u>UNDERLINE</u>. DELETIONS ARE INDICATED BY [BRACKETS].

| VOTE:        | AYES: 5                               | NOES: 0 | ABSTENTIONS: | 0 |  |
|--------------|---------------------------------------|---------|--------------|---|--|
|              | ank P. Petrone<br>an Susan A. Berland |         | AYE<br>AYE   |   |  |
|              | Mark A. Cuthbertson                   |         | AYE<br>AYE   |   |  |
| Councilman N | n Glenda A. Jackson<br>Mark Mayoka    |         | AYE          |   |  |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Ch193 Rec Vehicles res.doc Planning & Env/msm Last printed 7/8/2011 2:36 PM RESOLUTION ACCEPTING A DONATION FROM DECKER'S NURSERY FOR THE JULY 21, 2011 TREE DEDICATION AT JOHN WALSH PARK IN HONOR OF ANN AND CONNELLE'S PLAYGROUND

Resolution for Town Board Meeting dated: July 12, 2011

The following resolution was offered by: Councilwoman Berland

Councilwoman Jackson

and seconded by: SUPERVISOR PETRONE

WHEREAS, Councilwomen Susan A. Berland and Glenda A. Jackson and the Town of Huntington are partnering together with the Friends of Ann and Connelle's Playground to plant a tree in Ann and Connelle Pabo's honor; and

WHEREAS, merchants and businesses donated various goods which will be used in conjunction with the July 21, 2011 Tree Dedication at John Walsh Park; and

WHEREAS, this policy is a Type II action pursuant to 6 N.Y.C.R.R. §617.2(b) and therefore, no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY ACCEPTS a donation from the following merchant who generously donated a tree for the July 21, 2011 Tree Dedication and thanks them for their generosity:

Decker's Nursery-\$250.00-1"-2" caliper Dogwood Tree Business Address: 841 Pulaski Road Greenlawn, NY 11740

Total donations = \$250.00

| AYES: 5         | NOES: 0   | ABSTENTIONS: 0  |  |
|-----------------|---|---|--|
| P. Petrone      |   | AYE   |  |
| san A. Berland  | AYE   |   |  |
| A. Cuthbertson  |   | AYE   |  |
| enda A. Jackson |   | AYE   |  |
| Mayoka          |   | AYE   |  |
|                 | san A. Berland<br>A. Cuthbertson<br>enda A. Jackson | P. Petrone<br>san A. Berland<br>A. Cuthbertson<br>enda A. Jackson |  |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.